

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

August 28, 1950

To Ernest H. Johnson, State Tax Assessor
Re: Sale of Criehaven Schoolhouse

I have your memo of August 25th, stating that the Commissioner of Education has requested you in your official capacity to transfer a schoolhouse located in Criehaven, Ragged Island township, to the Maine Seacoast Missionary Society. You state in your memo that you propose to submit this to the Governor and Council for approval and you ask the following question,

“In your opinion is there any objection to including the conditions stated in the Order in a deed conveying this property?”

In answer I will say that there would be no objection to including any condition in the deed, as you have statutory authority for conveying this property, under the provisions of Chapter 182 of the Public Laws of 1945. As the statute provides only for the written permission of the Commissioner of Education, it is not necessary to have a Council Order, Criehaven having been deorganized by Chapter 10 of the Private and Special Laws of 1925. This schoolhouse became the property of the State in consequence of deorganization, under the provisions of Section 153 of Chapter 37, R. S.

RALPH W. FARRIS
Attorney General

September 5, 1950

Mildred I. Lenz, R. N., Educational Secretary,
Board of Registration of Nurses

In your letter of August 31, 1950, you inquire as to the scope of the words, “. . . to carry on the work of the board, which shall include the promotion of nursing education and standards of nursing care in this state,” these words appearing in Section 2 of Chapter 63, R. S. 1944. You state that you are particularly interested as to whether these words would include the holding of institutes and workshops and the securing of qualified out-of-state speakers as a part of an educational benefit program.

It is my opinion that the statute contemplates that the promotion of nursing education is a responsibility of the Board of Registration of Nurses and that when the board has determined that a particular program for educational purposes is desirable, the program, if in fact educational, is within the scope of the statute and by act of the board the cost incident thereto would be a proper charge against the funds under the control of the board.

JOHN S. S. FESSENDEN
Deputy Attorney General