

# MAINE STATE LEGISLATURE

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No.

April 13, 1951

To Honorable Frederick G. Payne, Governor of Maine  
Re: Presque Isle Housing Authority, L. D. No. 610

I have studied L. D. No. 610, which I understand has been enacted into law and signed by the Governor, and Fred Beck's letter dated April 10, 1951, calling attention to the erroneous naming of the two Housing Authorities involved, in which letter he states:

"It is essential that the Bill be amended to contain the proper nomenclature."

I personally believe that, as a matter of law, the two Authorities are sufficiently closely named to make it possible to have valid contracts and transactions between the two agencies involved. In this respect I take exception to Mr. Beck's letter. May I point out, however, that my personal opinion might have little or no weight with the attorney representing a bank or other financial interests contemplating making loans to finance transactions between such agencies, and that, to that extent, it might be advisable to re-enact the legislation, using the correct names of both agencies.

I should like to point out also, however, that the names of many of the federal agencies with which the State deals change so rapidly that it would not be possible to keep up with such changes so far as legislation is concerned.

In my opinion it is not possible to recall L. D. No. 610, now enacted into law. If it is decided that the matters complained of by Mr. Beck must be taken care of, it would be my opinion that it would be necessary to secure unanimous consent to introduce a bill repealing the act relating to the powers of the Housing Authority of Presque Isle and enacting the same law over again, using the correct name of each agency.

John S. S. Fessenden  
Deputy Attorney General

jssf/c