

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**REPORT**

**OF THE**

**ATTORNEY GENERAL**

for the calendar years  
**1951 - 1954**

It is our opinion that Chapter 104, P. L. 1951, is an ordinary act and not an emergency measure and, therefore, became effective in 90 days after the close of the legislative session, that is, on August 20, 1951, therefore becoming effective on a date later than the completion of those evening school programs, and that, as a result, the sums due these particular schools are 2/3 the amount paid for such instruction, and not 1/2 the amounts paid for such instruction.

JAMES G. FROST  
Assistant Attorney General

September 26, 1951

To Frank S. Carpenter, Treasurer of State  
Re: Refunding Highway and Bridge Bonds

By Chapter 209, P&SL 1951, there was enacted An Act to Provide for the Issuance of Bonds of the State to Refund Kennebec Bridge Loan Bonds. It is stated in that Act that the Treasurer of State is authorized to issue refunding bonds of the State with the approval of the Governor and Council. This law went into effect on August 20, 1951.

Going into effect on the same day was Chapter 338, P. L. 1951, An Act Relating to Method of Issuance of State Highway and Bridge Bonds, which provided for an Economic Advisory Board, which board would be consulted by the Governor and Council in relation to the issuance of such highway and bridge bonds.

You state that as of this date the members of the Economic Advisory Board have not been appointed; that you find it necessary to consider the issuance of bonds as provided for in Chapter 209, P&SL 1951. It is your opinion that you should not delay the issuance of such bonds until the Economic Advisory Committee has been appointed, and you ask if it is necessary that you do wait until such board has been appointed.

Refunding bonds merely change the form of the indebtedness, being originally authorized by the Governor and Council. It is the opinion of this office that, being merely a change in the form of indebtedness, refunding bonds may be issued without consultation of the Governor and Council with the Economic Advisory Board. Of course, approval must still be had by the Governor and Council. We do not suggest that this will be the standard procedure, but advise you to inform the Governor of the necessity of appointing this Economic Advisory Board and suggest that in the future all bonds, whether original bonds or refunding bonds be issued only with the approval of the Governor and Council after consultation with the Economic Advisory Board.

JAMES G. FROST  
Assistant Attorney General

October 2, 1951

To Col. Francis J. McCabe, Chief, Maine State Police  
Re: Salary of Major Young

Chapter 408, Public Laws, 1951, is an Act designed to increase the salaries