

# MAINE STATE LEGISLATURE

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April 8, 1952

To Lester E. Brown, Chief Warden, Inland Fisheries and Game  
Re: Medical Care of Prisoners

We have your memo of April 3, 1952, in which you recite the following circumstances:

"There is a prisoner, in the Kennebec County Jail, doing time for violation of the Fish and Game Laws. He recently had five teeth extracted. Under the provisions of the Public Laws of 1949, Ch. 234, Section 1, should the Fish and Game Department pay this bill?"

Chapter 234 of the Public Laws of 1949 added a new section to Chapter of the Revised Statutes in the form of Section 118-A and is herewith quoted:

"The costs for imprisonment in a county jail for the violation of any provision of this chapter or rules and regulations promulgated thereunder shall be paid by the commissioner to the county involved. Such costs shall not exceed the average amount paid for board of federal prisoners."

While by this section you have agreed to pay the costs of imprisonment in the county jail, such costs are not to exceed the average amount paid for board of federal prisoners. It is our opinion that any bill presented to you by the County which does not exceed the average amount paid for board of federal prisoners, but which may include expenses for having teeth extracted, is such an expense as is considered by Section 118-A and which you should pay. Any amounts over the average amounts paid for federal prisoners ought not to be paid by your department.

James G. Frost  
Assistant Attorney General

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