

MAINE STATE LEGISLATURE

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November 3, 1952

To: Earle R. Hayes, Secretary

Dept. Maine State Retirement
System

Re: Hampden Academy

You have requested this office to rule as to whether or not Hampden Academy in Hampden, Maine, is eligible to participate in Social Security benefits under the provisions of the Social Security Act and Chapter 295 of the Public Laws of 1951.

To be eligible to participate in this Act, the primary requirement is to be an instrumentality of the State or a political subdivision of the State.

An Act passed by the Massachusetts Special Laws of 1802-1805 incorporated the Board of Trustees of Hampden Academy into a body politic and provided that "they and their successors shall be and continue a body politic and corporate by the same name for ever."

This office can find no amendments to the Act incorporating Hampden Academy that would in any respect alter the above quotation. It is therefore our opinion that Hampden Academy is eligible to participate in the Social Security benefits as provided for by the Federal and State Acts.

James Glynn Frost
Deputy Attorney General

jgf/c