

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**REPORT**

**OF THE**

**ATTORNEY GENERAL**

for the calendar years  
**1951 - 1954**

March 24, 1954

To Roland H. Cobb, Commissioner of Inland Fisheries and Game  
Re: Licenses for Sale of Frozen Fish

We have your memo of March 22, 1954, in which you ask if under the provisions of Section 41 of Chapter 33 of the Revised Statutes, as amended, each and every one of the retail stores of the Atlantic & Pacific chain would have to have the license required by said section.

This section of law provides that anyone desiring to sell fish which have been either commercially grown within the State or imported from without the State must first obtain a license from the Commissioner, said license to be kept constantly and publicly posted in the office or place of business of the licensee.

It is the opinion of this office that the A&P would be in compliance with the requirements of the statute if they were in possession of one license kept in their office.

We would suggest that, if policing would be more convenient if each retail outlet were to have a license, then that requirement should be enacted by the legislature.

JAMES GLYNN FROST  
Deputy Attorney General

March 30, 1954

To William O. Bailey, Deputy Commissioner of Education  
Re: Salaries of Substitute Teachers

We have your memo of March 29, 1954, requesting an interpretation of the provisions of the minimum salary law (Section 201, Chapter 37, R. S. 1944, as amended by Chapter 371, P.L. 1953), as relating to pay of substitute teachers. You ask the following three questions:

1. What is the definition of a substitute teacher for administration of the minimum salary law?
2. When does a person cease to be a "substitute" and become a "teacher"?
3. Must each day-to-day substitute be paid per day 1/180 of \$1500, \$1600, \$1700 or \$1800, depending upon his training, under Chapter 37, Sec. 201, R. S. 1944, and after July 1, 1954, in accordance with the minimum salary schedule of Chapter 37, Sec. 201, P.L. 1953, as amended?

We are of the opinion that our laws contemplate two classes of teachers, those having a teacher's certificate as required by Section 157 of Chapter 37, and those who are not in possession of such certificate. The law in question reads:

"Each city, town, plantation and community school district shall employ only certified teachers and shall pay such teachers the minimum salaries as follows: . . ."