

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years
1951 - 1954

attorney made and one of these affixed to the bond, but it would seem to me that it would be sufficient for the one exercising this power to refer to his blanket power which is on file.

L. SMITH DUNNACK
Assistant Attorney General

October 12, 1954

To Paul MacDonald, Deputy Secretary of State
Re: Temporary Numberplates

We have your inquiry relative to the time allowable under the provisions of Section 28 of Chapter 19, R. S. 1944, as amended.

The provision in question is as follows:

"A manufacturer or dealer may, upon the sale or exchange of a motor vehicle, attach to such motor vehicle a set of temporary number plates, and the purchaser of such motor vehicle may operate the same for a period not to exceed 7 consecutive days thereafter without payment of a regular fee."

The question propounded is whether or not, under this law, the day the temporary plates are attached is excluded from the 7-day period. We must answer this in the affirmative. To do otherwise would be to overlook the true and complete meaning of the word "thereafter", as it is used in Section 28, *supra*. This would again refer one to the day of sale or exchange of the motor vehicle.

ROGER A. PUTNAM
Assistant Attorney General

October 14, 1954

To H. H. Harris, Controller
Re: Fees of Chief Forest Fire Wardens

We have your memo asking if chief forest fire wardens working for the Forestry Department may be paid fees for their services.

With respect to classified employees, this office has held, in harmony with the intent seen in Rule 5 of the Rules and Regulations adopted by the Personnel Board, that such employees may not receive fees in addition to their salaries as authorized under the Plan of Compensation.

Your question, however, relates to unclassified employees. This office has expressed orally to the Forest Commissioner the opinion that chief forest fire wardens may, under the provisions of Section 103 of Chapter 36 of the Revised Statutes of 1954, be allowed fees, this by express provision of law, being unclassified employees governed by provision of law other than that governing classified employees. We are of the opinion that where such chief forest fire wardens are by statute "allowed the same fees as a sheriff or his deputy" we cannot amend that law by denying them that right. Such denial would have to come by legislative act.