

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

**This document is from the files of the Office of
the Maine Attorney General as transferred to
the Maine State Law and Legislative Reference
Library on January 19, 2022**

W

June 18, 1956

To Joseph A. P. Flynn, Executive Secretary, Electricians Examining Board
Re: Licenses

We have your recent request for an opinion relative to the Electricians Examining Board.

Question 1. "R.S. Ch. 82, Sec. 2, Para. 6. Does a proper construction of the law mean that the Board may issue a limited license to a person passing a satisfactory examination, only in accordance with the provisions of this paragraph?"

Answer. Yes.

Question 2. "Is the inclusion of Para. 6 to be construed as prima facie evidence that the Board may not limit or restrict the license of a person passing a satisfactory examination in any of the other defined categories in Sec. 2, R.S. Ch. 82?"

Answer. The inclusion of paragraph 6 should be construed so that the Board may not limit or restrict the license of a person passing a satisfactory examination in any of the other defined categories in Section 2. Section 2 is a section of definitions and defines the words "master electrician", "journeyman electrician", "apprentice electrician", and "helper electrician", and in the last paragraph authorizes a limited electrician's license. It is our opinion that paragraph VI, relating to a limited license, was intended by the legislature to apply to those persons not included in the prior definitions of master, journeyman, apprentice and helper electricians.

Question 3. "Under a proper construction and interpretation of the statute, does the existing statute, as revised and effective August 20, 1955, give the Board the authority to reduce the scope of a person's activities through licensing procedure, said person having been licensed prior to August 20, 1955 in accordance with the provisions of P.L. 1953, Ch. 307 and/or R.S. 1954, Ch. 82?"

Questions 4 and 5 are identical with Question 3 except that in Question 4 the word "reduce" contained in Question 3 has been changed to "restrict" and in Question 5 the word "reduce" has been changed to the word "limit".

The answer to these last three questions is, No. See answers to Questions 1 and 2.

James Glynn Frost
Deputy Attorney General

jgf/c