

MAINE STATE LEGISLATURE

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December 17, 1956

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To Kermit S. Nickerson, Deputy Commissioner of Education
Re: School Residence

You inquire as to the legal residence and tuition liability of a State of Maine employee who is employed by the State Forestry Department but lives on a Federal Forest Reserve in the vicinity of Lyman, Maine, by virtue of a lease agreement between the Federal Government and the State of Maine.

We have examined the sections of our law relating to residence and tuition, and the closest analogous situation is contained in Section 161 of Chapter 41 of the Revised Statutes, the same concerning children in unorganized territories. We can find no statute which directly encompasses the fact situation set forth above.

We do feel very strongly that such a person should not be compelled to pay tuition for schooling his children, but rather he should be entitled to free school privileges.

We would recommend that the Department see that the matter is taken care of by legislation.

Glynn Frost
Deputy Attorney General

jgf/c