

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1957 - 1958

November 21, 1957

To: Fred W. Skinner, Administrator of Veteran Affairs

Re: Section 11, Chap. 26 of the Revised Statutes of 1954, as amended
Assistance to needy wife, etc., of Veteran; Eligibility for

We have your memorandum of November 13, 1957, posing the following question:

“Under the provisions of this Section is the needy wife, child, parent or parents *immediately* eligible for assistance provided they are residing in the State at the time they apply for aid, even though *they* have no previous residence in the State?”

We would answer your question in the affirmative.

As we read the statute, the needy wife, child, parent or parents of an eligible veteran must be residing in the State at the time the aid is sought. The purpose of the statute obviously is to include only those who are within the State and are in necessitous circumstances. This State in this instance is relieving towns and cities from a burden that might otherwise be cast upon them.

The eligibility of the veteran, of course, is determined by other provisions of this same section.

ROGER A. PUTNAM
Assistant Attorney General

November 27, 1957

To: Kermit S. Nickerson, Deputy Comm. of Education

Re: Application of Minimum Salary Law

This is in response to your memorandum in which you ask the following question:

“Will the accumulation of years of working in private parochial schools in this state be allowed as service credit (years of experience) under the minimum salary law, or does this law affect only such services that occur in the public schools of Maine?”

It is our opinion that years of teaching experience provided for under the minimum salary law, Section 1, Chapter 364, Public Laws of 1957 adding Section 237A, are not limited to teaching experience in the public schools of Maine.

Your Certification Division has been acting under the oral opinion of the Attorney General as is evidenced by a letter dated January 25, 1954, from you to Superintendent Akins holding that you are to consider a person as having prior years of experience who has taught at Westbrook Junior College or Portland Junior College and the University of New Hampshire.

Years of experience are to be evaluated without distinction between private and public schools, subject only to the condition that the teaching experience shall be in a school that is accredited.

ROGER A. PUTNAM
Assistant Attorney General