

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1957 - 1958

No doubt a properly organized county program would incorporate within its framework programs in relation to unorganized towns.

JAMES GLYNN FROST
Deputy Attorney General

July 7, 1958

To Frank S. Carpenter, Treasurer of State

Re: Economic Advisory Committee

We have your memo dated July 3, 1958, which reads as follows:

"Is the Economic Advisory Committee to be used only on highway bonds, or are they to be asked for advice on all State bonds?"

"Will you please advise me at the earliest possible moment as we are beginning to work on the Penobscot Bay Ferry bonds?"

"I refer you to Chapter 23, Section 129 and 130 Revised Statutes of Maine, 1954, Volume I, Pages 389 and 390."

It is our opinion that the Economic Advisory Committee is to be used only on highway and bridge bonds.

Section 129 of Chapter 23 of the Revised Statutes establishes the Economic Advisory Board and sets forth its position and structure. We herewith quote that portion of Section 130 of Chapter 23 which is pertinent to the present question:

"The state, under proper authorization of the governor and executive council, shall issue all highway and bridge bonds. The governor and executive council shall consult with the said board for its recommendations as to whether conditions are favorable for any such issuance."

Under the provisions of law above referred to it appears that the sole function of the Economic Advisory Board is to give advice concerning the issuance of highway and bridge bonds.

JAMES GLYNN FROST
Deputy Attorney General

July 8, 1958

To Kermit Nickerson, Deputy Commissioner of Education

Re: Admission to Secondary Schools

You request an opinion regarding the authority of superintending school committees to set standards for admission to secondary schools.

(1) Pupils having completed the elementary schools in a unit not maintaining a high school are governed by Sections 105 and 107 of Chapter 41. If the administrative unit contracts with the superintending school committee or school directors of a nearby unit or with the trustees of an academy, there are two possible groups which could set admission standards: 1) the joint committee; 2) the school directors or trustees or the superintending school committee of the town furnishing the education. If the unit sams a high school does not contract for the education, the student may attend such a school elsewhere, where he can gain entrance from those in charge. Section 107 provides that the unit which