

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**REPORT**

**OF THE**

**ATTORNEY GENERAL**

**for the calendar years**  
**1959 - 1960**

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that the Executive Council is now in session at the call of the Governor and not simply because the Legislature has convened in Special Session. Therefore, they should receive twenty dollars (\$20.00) per day and actual expenses as stated in Section 3 of Chapter 11, Revised Statutes of 1954.

There is no statute or constitutional provision stating that they shall be in session while the Legislature is in Special Session.

FRANK E. HANCOCK  
Attorney General

January 21, 1960

To: Mr. Charles E. Crossland  
Vice President for Administration  
University of Maine  
Orono, Maine

Dear Mr. Crossland:

Reference is made to your letter of January 4, 1960, addressed to the Attorney General, questioning whether students of Indian parents are entitled to attend the University tuition free.

I find no specific authority under the laws of this state or in treaties with the Passamaquoddy or Penobscot Indian Tribes entitling Indians to free admission to the University.

As you know, at one time all residents of Maine were entitled to free admission to the university and the law would now appear to be that the Trustees of the University are directed to charge all students a reasonable tuition, determined from time to time, but that "they may abate said tuition to such worthy pupils resident in the State as may be financially unable to pay the same, and to students pursuing the courses in Agriculture and in Home Economics." (See Private and Special Laws of Maine 1913, Chapter 128).

If the trustees feel that an Indian or any other citizen qualifies in respect to the above provisions, they may abate the tuition.

Very truly yours,

STANLEY R. TUPPER  
Assistant Attorney General

January 22, 1960

To: Committee on Judiciary  
Re: Water System — Authority to receive Legacy for  
Attention: George Weeks

We have your request for our thoughts concerning L. D. 1433, an act authorizing the Town of Franklin to receive a legacy for a water system.

There does not appear to be any authority in Chapter 90-A, Revised Statutes of 1954, for a town to maintain a water system without legisla-