

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)

STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1959 - 1960

MAINE STATE
LIBRARY

Section 5 further sets forth the royalty and rental payments to be paid by the licensee. It is my opinion at this point that if the Mining Bureau accepted another claim on the same land, it would be promoting breaches of the peace between a locator and one who has a prior claim which has been recognized by the act of the Mining Bureau in issuing a license to mine, which gives additional rights beyond those of the locator.

2. May the Maine Mining Bureau issue a license to mine with conditions and subsequently void the conditions, prior to issuing a renewal of the license?

Answer: Section 5, Chapter 39-B, provides that a license to mine shall be granted after the prerequisites have been met on such terms and conditions as the bureau may require and further states that such license shall be renewed on expiration providing the licensee satisfies the bureau that he has complied with the terms and conditions imposed by the bureau in his license. It is my opinion that the answer to the query is found in Section 5, in that the Bureau must determine factually whether or not there has been compliance with the terms and conditions and whether these terms and conditions are reasonable.

GEORGE A. WATHEN
Assistant Attorney General

October 26, 1960

To: Perry D. Hayden, Commissioner of Mental Health & Corrections

Re: Admission of Children to State Hospitals

I have your request for an opinion regarding the admission of children under the age of 16 years to the state hospitals on and after September 1, 1960.

Section 143-A, B and C, C. 27, R. S. 1954, provide that Pineland Hospital and Training Center shall be maintained for the care and education of children between the ages of 6 and 16 years who are deemed by the superintendent of the hospital to be suffering from psychoses, neuroses, psychoneuroses, behavior disorders or other mental disabilities. Therefore, children between these ages should be properly sent to the Pineland Hospital and Training Center and not to state hospitals.

GEORGE A. WATHEN
Assistant Attorney General

October 27, 1960

To: Warren G. Hill, Commissioner of Education

Re: Required courses in Public Schools — Physiology & Hygiene

I have your request for my opinion regarding the propriety of excusing certain students from instruction in the field of physiology and hygiene.