

# MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calender years

1961 - 1962

under Section 2 of the legislation authorizing the district. This authority to manage the affairs of the district includes control of the real property.

I note that the trustees have the power to issue bonds and notes not exceeding \$50,000.00 and that the current assets of the Town of Bradford held for elementary school purposes may be turned over to the trustees upon authorization of the voters. If the trustees are expending money received by bonds or notes or monies transferred to the district by authorization of the voters, then the trustees are apparently expending the money within the authority granted in the law. Since the district is a quasi-municipal corporation under Section 4 of the law, the trustees act as a separate entity separate from the Board of Selectmen.

You inquire whether or not injunction proceedings should be instituted against the trustees. Any citizen of the town could initiate such a proceeding but I am very doubtful that a court would interfere with the discretion of the trustees since they have authority to expend money for acquired property for the Bradford School District.

Very truly yours,

FRANK E. HANCOCK

Attorney General

September 22, 1961

To: Harry Henderson, Deputy Treasurer

Re: Unemployment Compensation Funds

Reference is made to your memo of August 31 enclosing photocopies of correspondence with the Travellers Insurance Company together with copy of an opinion from this office dated December 31, 1956.

You ask: "Has any change in legal provisions been made since December 31, 1956 which would alter the opinion issued by Mr. Frost at that time?"

As I understand the situation, there is a new federal program known as the Temporary Extended Unemployment Compensation Act of 1961 (TEC). The Federal Government has asked whether or not the bond of the Treasurer of the State covers funds transmitted to the State by the Federal Government under this Act.

This office confirms the opinion by James Glynn Frost, former Deputy Attorney General, dated December 31, 1956, and advises that this opinion covers the additional funds coming to the State through the new federal program. It is the opinion of this office that the bond of the State Treasurer does cover the funds received under the provisions of the Temporary Extended Unemployment Compensation Act of 1961. I might state that since the opinion of December 31, 1956 the Treasurer's bond has been increased from \$150,000 to \$500,000.

GEORGE C. WEST

Deputy Attorney General