

MAINE STATE LEGISLATURE

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October 20, 1962

Keith L. Crockett, Executive Director
Division of Field Services

Education

Richard A. Foley, Assistant

Attorney General

**Collection of fees for transportation services from pupils outside
a given school administrative unit**

You have inquired as to the propriety of a contract for conveyance of public school students wherein a town conveys students who are not town students to schools other than the town public school. This office cannot render official advice interpreting the contract for the conveyance of students entered into by a town. The town must rely upon its town counsel for such advice.

I would point out, however, that a superintending school committee has the custody and control of the school property of a town. See H. S. 1954, c. 41, § 14, par. 1. I find no prohibition against the superintending school committee authorizing the conveyance on the regular town school bus of students who are not students of the particular town in question.

Since the conveyance of students for a fee who are not town scholars involves questions of licensing under the Public Utilities law, I have consulted with a representative of the PUC and he has requested a copy of the superintendent's letter be sent to him for comment.

Richard A. Foley
Assistant Attorney General

rad/n

cc: John G. Pechen, Examiner
Public Utilities Commission