

# MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calender years

1961 - 1962

election of directors of the proposed district. Section 111-F, paragraph IV, provides that:

“. . . the question of the formation of the proposed school administrative district and *other questions relating thereto* to be submitted to the legal voters of the municipalities which fall within the proposed school administrative district. . . .”

One of the articles required in paragraph IV is to choose school directors to represent the town on the Board of Directors. It is my opinion that the law clearly requires that the directors be chosen when the town votes on whether or not to join the school administrative district.

Very sincerely yours,

RICHARD A. FOLEY

Assistant Attorney General

December 21, 1962

To: Philip A. Annas, Executive Director, Division of Instruction, Education Department

Re: Disposal of Used Textbooks

This is in answer to your memorandum of November 29, 1962, inquiring as to the procedure to be used in disposing of used school textbooks to a charitable organization to be shipped to the Philippines for use in their schools.

The best procedure in this case would be for the school committee to vote authorization for the gift of such used school books to the charitable organization and to send the vote to the municipal officers or city council with the request that they concur in the vote of the school committee.

In this way, both the superintendent of schools and the school committee would be protected against any possible charge of illegal disposition of school property.

RICHARD A. FOLEY

Assistant Attorney General

December 21, 1962

Honorable T. Tarcy Schulten  
Woolwich  
Maine

Dear Tarcy:

I am enclosing a copy of two different opinions rendered by this office on the question of conflict of interests as a member of the Executive Council.

We have examined both opinions and the act creating the Committee on Educational Television. We believe that the reasons advanced and the conclusions reached in each of the opinions equally apply to a member of that Committee.