

# 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)

**This document is from the files of the Office of  
the Maine Attorney General as transferred to  
the Maine State Law and Legislative Reference  
Library on January 19, 2022**

September 9, 1968

William T. Logan, Jr., Commissioner

Education

George C. West, Deputy

Attorney General

**Responsibility for Assessing and Collecting Student Fees at State Colleges and Vocational-Technical Institutes under Self-Liquidating Bond Issues.**

**SYLLABUS:**

The State Board of Education no longer has responsibility for assessing and collecting student fees for use of facilities at state colleges constructed by self-liquidating bond issues. It does still have such powers relative to state vocational-technical institutes.

**FACTS:**

The 103rd Legislature enacted P. & S.L. 1967 chapter 229, which consolidated the State Colleges and the University of Maine under one Board of Trustees. The State Colleges were removed from the control of the State Board of Education.

When the State Colleges were under the State Board, the legislature enacted and the people ratified self-liquidating bond issues. Buildings were constructed. The State Board set room and board fees to liquidate the bonds issued.

Both the 102nd and 103rd Legislatures enacted self-liquidating bond issues, subsequently ratified by the people, authorizing construction of facilities for state colleges and state vocational-technical institutes. See P. & S.L. 1965, chapter 162 and P. & S.L. 1967, chapter 168.

In 1965 buildings were authorized at 4 state colleges and 1 vocational-technical institute.

In 1967 buildings were authorized at 4 state colleges and 2 vocational-technical institutes.

Fees to be charged to students have been set by the State Board for all of the facilities included in both bond issues.

QUESTION NO. 1:

Does the responsibility to assess individual student charges at state colleges continue to rest in the State Board of Education?

ANSWER NO. 1:

No.

QUESTION NO. 2:

Does the State Board have the responsibility of determining that the University of Maine pays to the State Treasurer the proper amounts to annually liquidate the bond issue?

ANSWER NO. 2:

No.

REASONS:

As of May 26, 1968, the control of the five state colleges was transferred to the board of trustees of the University of Maine. See P. & S.L. 1967, chapter 229 § 4-C which provides in part:

"As a condition of continued receipt of public funds, the University shall accept the assets of state colleges and shall assume the care, control and disposition of said property together with all the duties and legal obligations and management of the former affairs of the state colleges including any obligations in connection with the indebtedness for dormitories and dining facilities."

The above-cited law relieved the State Board of all responsibility as to assessment of individual charges and payment to the State Treasurer relative to the state colleges.

William T. Logan, Jr.

-3-

September <sup>9.</sup> ~~11~~, 1968

As to the state vocational-technical institutes, the State Board retains control. As the fees have been set for all facilities authorized to date, the only responsibility left in the hands of the State Board is the collection and remittance of the fees at the state vocational-technical institutes.

George C. West  
Deputy Attorney General

GCW:H