

# MAINE STATE LEGISLATURE

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October 3, 1968

Kenneth M. Curtis, Governor

Executive

Robert G. Fuller, Jr., Assistant

Attorney General

Prefunding of pollution abatement planning.

SYLLABUS:

No authority exists in Me. Public Laws 1967, ch. 538 for the Water and Air Environmental Improvement Commission to advance funds for pollution abatement planning in anticipation of federal reimbursement.

QUESTION:

May the Water and Air Environmental Improvement Commission, acting under Me. Public Laws 1967, ch. 538, advance funds for pollution abatement planning in anticipation of federal reimbursement?

ANSWER:

No.

OPINION:

Me. Public Laws 1967, ch. 538 is specific and limited in its application. It authorizes the WAEIC only to make payments allocated by the Legislature for "...municipal or quasi-municipal pollution abatement construction programs which have received federal approval, in anticipation of reimbursement from federal programs of said amounts, ..." (Emphasis supplied).

The statute, as it presently reads, does not authorize advances for planning.

ROBERT G. FULLER, JR.  
Assistant Attorney General

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