

MAINE STATE LEGISLATURE

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STATE OF MAINE

Answering.

Inter-Departmental Memorandum Date December 22, 1971

To Allen G. Pease, Adm. Assistant

Dept. Executive

From George C. West, Deputy

Dept. Attorney General

Subject _____

Reference is made to your memorandum of December 20, 1971, inquiring if a person employed by a public secondary school as a teacher is eligible to serve as a member of the State Board of Education.

I have reviewed incompatibility rulings by this office and find that this question has never been answered. I have made a reasonably careful search of the statutes and the Constitution. I find no incompatibility between these two positions.

There may be instances which will occur from time to time in which there could be a conflict of interest because of the person being a teacher in a public secondary school system. I would assume that such a person, as a member of the Board, would refrain from participating in any decisions where a conflict of interest could occur.

GEORGE C. WEST
Deputy Attorney General

GCW:mfe