

# MAINE STATE LEGISLATURE

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Inter-Departmental Memorandum Date June 24, 1975

To H. Sawin Millett, Jr., Commissioner Dept. Educational & Cultural Serv.  
Joseph Hochadel, Assistant Executive  
From John W. Benoit, Jr., Deputy Dept. Attorney General  
Subject Use of Chapter 136, P. & S.L. 1973 Bond Proceeds.

This is a reply to your memo of June 24, 1975, posing the following question:

"In view of the above facts, is it appropriate for the legislature to authorize the further sale of \$1.34 million from the \$25 million school construction bond issue to be used in combination with the previously authorized sale of \$10.6 million in bonds to meet a total elementary and secondary school construction debt for the 1974-75 fiscal year which exceeds \$12 million in principal payments only?"

Today, we had occasion to give advice to Representative Louis Jalbert on the same subject, and I attach a copy of that letter for your ready reference. Moreover, this office was asked to express its opinion earlier in the session concerning the same subject matter, and I attach copies of correspondence dated February 19 and March 7, 1975. We believe that these letter-form opinions answer the question you have posed, namely, that proceeds realized from the sale of bonds pursuant to Chapter 136, P.&S.L., 1973, may only be used "for elementary and secondary school building construction," specifically, to pay the State's obligation for payment of principal concerning such construction.

If you have further questions concerning this matter, please contact me.

JWBJr./ec  
Enclosures