

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
DEPARTMENT OF THE ATTORNEY GENERAL  
AUGUSTA, MAINE 04333

July 16, 1975

Leslie H. Stanley, Chairman  
Public Utilities Commission  
State House  
Augusta, Maine

Dear Mr. Stanley:

I write for the purpose of correcting one of the citations in the opinion submitted to you yesterday. The matter to be corrected is not material to the conclusions reached and so does not change any of the conclusions in the opinion.

On page 2 of the opinion, the provisions of 2 M.R.S.A. § 6 are quoted containing the provision that any adjustment in salary is not to exceed \$1,000 per year until the maximum is reached. That provision was placed in the law in 1973. (P.L. 1973, c. 509). The provision relating to the \$1,000 was removed from the reference statute by private and special Act in 1974 (P. & S.L. 1973, c. 209, L.D. 2565, H.P. 2022). The provision I refer to now reads as follows:

"Notwithstanding any other provision of law, the Governor, with the advice and consent of the Council, is authorized to adjust the salary of the following state officials as indicated:"

What this means is that should the Governor and Executive Council establish a salary for Ms. Weil for the position of "Examiner and Chief Accountant of the Public Utilities Commission," at an amount less than the statutory maximum of \$18,000, the figure could be increased later to an amount agreed upon by the Governor and Executive Council, without there being any yearly limitation as was previously specified in the statute, subject to the maximum amount.

Again, the correction I make does not alter the conclusions reached on the two questions posed by the Commission.

Leslie H. Stanley, Chairman  
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Thank you for your attention.

Very truly yours,

*John W. Benoit, Jr.*  
JOHN W. BENOIT, JR.  
Deputy Attorney General

JWBJr./ec

cc: Governor James B. Longley

Carl E. Cianchette, Chairman  
Executive Council

Peter A. Bradford, Commissioner  
Lincoln Smith, Commissioner