

# MAINE STATE LEGISLATURE

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January 19, 1976

Representative Walter A. Birt  
33 Pine Street  
East Millinocket, Maine 04430

Dear Walter:

This is in response to your letter of January 7, 1976 relative to the legality of Section 7E of the Legislative Joint Rules relating to claims against the State.

We find no legal problem with Rule 7E. The effect of the rule is to establish two separate procedures for handling claims, one for larger claims by presenting a bill or resolve to the Legislature and one for smaller claims being presented to the Executive Council. These two different procedures do not prevent presentation of claims, therefore, no due process rights are violated.

As to what claims can be considered in what way, it is the Legislature's primary function to interpret its rules.

Sincerely,

JOSEPH E. BRENNAN  
Attorney General

JEB:jg