

# MAINE STATE LEGISLATURE

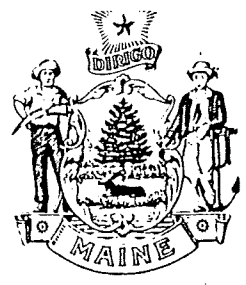
The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

80-36

RICHARD S. COHEN  
ATTORNEY GENERAL



STEPHEN L. DIAMOND  
JOHN S. GLEASON  
JOHN M. R. PATERSON  
ROBERT J. STOLT  
DEPUTY ATTORNEYS GENERAL

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

February 15, 1980

Rep. Joyce E. Lewis  
House of Representatives  
State House  
Augusta, Maine 04333

Re: Tuition Fees by Public Schools for Driver Education Courses

Dear Representative Lewis:

You inquired in your letter of February 4, 1980, whether it is "permissible for public schools to charge a fee for driver education courses held after school hours and/or during the summer months?" Pursuant to 20 M.R.S.A. §2454 "A school administrative unit may charge a fee, based on the per pupil cost for a driver education course conducted after regular school hours during the school year." Also, pursuant to 20 M.R.S.A. §859.4, "Summer schools operated by public school administrative units may charge tuition" based on the school's per capita cost for the preceding summer. If the driver education program is being offered as part of the summer school, it would appear that a tuition fee could be charged in accordance with §859.4.

On the basis of 20 M.R.S.A. §§859.4 and 2454, public schools do have the necessary authority to charge fees for driver education courses held during the summer months and after school hours.

Respectfully yours,

Waldemar G. Buschmann  
Assistant Attorney General

WGB:lm