

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)

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 985

S. P. 330

In Senate, February 24, 1971

Referred to Committee on Election Laws. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Shute of Franklin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Voting by New Residents in Presidential Elections.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 21, § 284, amended. Section 284 of Title 21 of the Revised Statutes is amended to read as follows:

§ 284. Application of other statutes

Except as otherwise provided in this chapter and insofar as it is applicable, the law relating to ~~absentee ballots applies to~~ the casting and counting of ballots **including absentees** and challenging of votes ~~by new residents~~, the furnishing of election supplies, ballots, canvassing of ballots and making proper returns of the results of the election **applies to voting by new residents.**

Sec. 2. R. S., T. 21, § 311, amended. The first paragraph of section 311 of Title 21 of the Revised Statutes is amended to read as follows:

Each citizen of the United States who immediately prior to his removal to this State was a citizen of another state and who has been a resident of this State for less than 6 months prior to a ~~presidential~~ **general** election is entitled to vote for ~~presidential and vice-presidential electors~~ **President and Vice-President** at that election, but for no other officers, if

Sec. 3. R. S., T. 21, § 312, amended. Section 312 of Title 21 of the Revised Statutes is amended to read as follows:

§ 312. Application for registration

A person desiring to qualify under this chapter in order to vote for ~~presidential and vice-presidential electors~~ **is not required to register but President and Vice-President shall** on or before 30 days before the election ~~shall~~ make

an application in the form of an affidavit executed in duplicate in the presence of the ~~municipal clerk~~ registrar substantially as follows:

State of Maine
ss.

County of

I,, do solemnly swear that:

1. I am a citizen of the United States.

2. Before becoming a resident of this State, I resided at
Street,, of
Municipality County
of the State of

3. On the day of the next ~~presidential~~ general election, I shall be at least ~~at~~ 18 years of age and I have been a resident of this State since
..... 19....., now residing at
Street, in of
Municipality County

4. I have resided in Maine less than 6 months and under the laws of this State, I believe I am entitled to vote for **President and Vice-President** at the ~~presidential~~ general election to be held November, 19.....

5. ~~I hereby make application for a presidential and vice presidential ballot.~~ I have not voted and will not vote otherwise than ~~by this ballot~~ at that election.

Signed
Applicant

Subscribed and sworn to before me this day of
....., 19.....

Signed
(Title and name of officer
authorized to administer
oaths.)

Sec. 4. R. S., T. 21, § 315, repealed and replaced. Section 315 of Title 21 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 315. Registration by registrar

If satisfied that the application is proper and that the applicant is qualified to vote under this chapter, the registrar shall enter the name of the applicant on the voting list under a special heading "Vote for President and Vice-President only."

Sec. 5. R. S., T. 21, § 317, amended. Section 317 of Title 21 of the Revised Statutes is amended to read as follows:

§ 317. List of applicants open for inspection

The ~~municipal clerk~~ registrar shall keep open to public inspection a list of all persons who have applied under this chapter to vote as new residents with their names, addresses and application dates.

Sec. 6. R. S., T. 21, § 320, additional. Title 21 of the Revised Statutes is amended by adding a new section 320 to read as follows:

§ 320. New resident

The registrar at any time when satisfied that a new resident who has filed an application for registration in accordance with section 312 has resided in the State for 6 months and is still a resident of the municipality may transfer the name to the voting list without requiring a further appearance of such person.

Sec. 7. R. S., T. 21, §§ 313, 314, 316 and 318, repealed. Sections 313, 314, 316 and 318 of Title 21 of the Revised Statutes are repealed.

STATEMENT OF FACT

The purpose of this bill is to amend the Maine law on voting by new residents in presidential elections to conform to the Federal Voting Rights Act of 1965 as amended in 1970.