

MAINE STATE LEGISLATURE

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L.D. 572

(Filing No. H-178)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
113TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 427, L.D. 572,
'RESOLUTION, Proposing an Amendment to the Constitu-
tion of Maine Requiring Residency of Candidates 3
Months Before Filing Deadline.'

Amend the resolution by striking out the title
and inserting in its place the following:

'RESOLUTION, Proposing an Amendment to the Constitu-
tion of Maine Requiring Residency of Candidates at
the Time of Nomination for Placement on the Ballot.'

Further amend the resolution in section 4 in the
3rd and 4th lines from the end (page 2, lines 2 and 3
in L.D.) by striking out the following: "~~time-of-his
election filing of nomination papers,~~" and inserting
in its place the following: 'time of his election'

Further amend the resolution in section 4 by add-
ing at the end the following:

'No person may be a candidate for election as a mem-
ber of the House of Representatives unless, at the
time of the nomination for placement on a primary,
general or special election ballot, that person is a
resident in the district which he seeks to repre-
sent.'

Further amend the resolution by striking out all
of the question (page 2, lines 17 to 20 in L.D.) and
inserting in its place the following:

' "Shall the Constitution of Maine be amended to
require a candidate for State Representative or State
Senator to be a resident in the district which the
candidate seeks to represent at the time he is nomi-
nated to be placed on any election ballot?" '

COMMITTEE AMENDMENT "A" to H.P. 427, L.D. 572

1 Further amend the resolution by inserting before
2 the statement of fact the following:

3 'FISCAL NOTE

4 There will be a cost of putting this question to
5 referendum which will vary depending on the total
6 number of referenda enacted by the Legislature. The
7 cost of referenda, preparing and distributing bal-
8 lots, etc., incurred by the Secretary of State's Of-
9 fice, is as follows:

10	1 to 6 referenda	\$67,850
11	Each additional referendum	\$ 2,760'

12 STATEMENT OF FACT

13 The purpose of this amendment is to change the
14 time when a candidate for State Representative or
15 Senate must be a resident of the district sought to
16 be represented. This amendment would set that dead-
17 line at the time the candidate is nominated to have
18 his name placed on the ballot in a primary, general
19 or special election. For a party candidate, this
20 would be at the time his nomination petition is
21 filed, which must be by April 1st. For unenrolled
22 candidates, the deadline would be the date of the
23 primary. For a candidate running to fill a vacancy
24 at a special election, the deadline would be when he
25 accepts the nomination of the party committee. The
26 current constitutional provision requiring residency
27 by at least 3 months before the election is retained
28 to provide the latest deadline for all candidates in
29 situations when the time of nomination to be placed
30 on the ballot is closer to the election. Therefore,
31 the latest a candidate may establish residency in a
32 district if running as a write-in candidate would be

COMMITTEE AMENDMENT "A" to H.P. 427, L.D. 572

1 3 months before the election. This amendment also
2 adds a fiscal note to the resolution.

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Reported by the Committee on Legal Affairs
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