MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2090

H.P. 1478

House of Representatives, January 7, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on State and Local Government suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative MAYO of Thomaston.

Cosponsored by Representative POULIN of Oakland, Representative GWADOSKY of Fairfield and Senator CLARK of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY-TWO

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify Succession to the Positions of Treasurer of State and Secretary of State.



Constitutional amendment. RESOLVED: Two thirds of each 2 branch of the Legislature concurring, that the following amendment to the Constitution of Maine be proposed: Constitution, Art. V, Part Second, §1-A is enacted to read: б Section 1-A. Succession to the office of Secretary of State. If a vacancy occurs in the office of the Secretary of State, the first . 8 deputy secretary of state shall act as the Secretary of State 10 until a Secretary of State is elected by the Legislature at the next regular or special session of the Legislature. 12 Constitution, Art. V, Part Third, §1-A is enacted to read: 14 Section 1-A. Succession to the office of Treasurer. If a vacancy occurs in the office of Treasurer of State, the deputy treasurer 16 of State shall act as the Treasurer of State until a Treasurer of State is elected by the Legislature at the next regular or 18 special session of the Legislature. 20 ; and be it further 22 Constitutional referendum procedure; form of question; effective 24 date. Resolved: That the municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding 26 a general election, at the next general election in the month of November following passage of this resolution, to vote upon the 28 ratification of the amendment proposed in this resolution by 30 voting upon the following question: 32 "Shall the Constitution of Maine be amended to allow the deputy treasurer of State to fill the vacant position of 34 Treasurer of State and the first deputy secretary of state to fill the vacant position of Secretary of State until the Legislature elects a new Treasurer of State and Secretary of 36 State in the next regular or special session of the 38 Legislature?" 40 The legal voters of each city, town and plantation shall vote by ballot on this question and shall designate their choice by a 42 cross or check mark placed within the corresponding square below the word "Yes" or "No." The ballots must be received, sorted,

counted and declared in open ward, town and plantation meetings

and returns made to the Secretary of State in the same manner as

votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes

are cast in favor of the amendment, the Governor shall proclaim

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| 2 | part of the Constitution on the date of the proclamation; and be it further |
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| 4 | Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town |
| б | and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum. |
| 8 | |
| .0 | STATEMENT OF FACT |
| .2 | This resolution proposes a change to the Constitution of |
| | Maine to allow the first deputy secretary of state to act as |
| .4 | Secretary of State and the deputy treasurer of State to act as |
| | Treasurer of State until the Legislature elects a new Secretary |
| ~ | of Chata and a see Markey of Chata |