

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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SEVENTY-NINTH LEGISLATURE

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HOUSE

NO. 99

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House of Representatives, Feb. 5, 1919.

Reported by Mr. Storm from Committee on Towns and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND  
NINE HUNDRED AND NINETEEN

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AN ACT to provide for the election of Road Commissioners  
by Towns.

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

Section 1. Each town shall hereafter, at its annual meeting, elect by major vote a road commissioner, who shall hold his office for the term of one year from the date of his election; except that any town may, at its option, by vote at such meeting pursuant to an appropriate article in the warrant calling the same, instruct the selectmen to appoint such road commissioner, in which case the selectmen shall appoint as heretofore, and except, further, that any town may, at its option, by vote at such meeting pursuant

10 to an appropriate article in the warrant calling the same,  
11 fix the term of office of said road commissioner at a longer  
12 period, not to exceed three years. Any town may at its op-  
13 tion elect not more than three road commissioners, or require  
14 their appointment as aforesaid, whose power and duties shall  
15 be the same as prescribed for a single commissioner.

Sect. 2. Section sixteen of chapter four of the revised  
2 statutes is hereby repealed.

Sect. 3. Section seventeen of chapter four of the revised  
2 statutes is hereby amended by inserting the word 'person,'  
3 in the first line thereof the words 'elected or,' so that said  
4 section as amended shall read as follows:

'Sect. 17. Vacancies. If a person elected or appointed  
2 as road commissioner fails to qualify within seven days after  
3 appointment, the office shall be deemed vacant, and shall be  
4 filled by the selectmen by appointment; and in the event of a  
5 vacancy caused by death or otherwise, the selectmen shall  
6 appoint some competent person to fill out the unexpired  
7 term, who shall qualify and perform the duties of said of-  
8 fice. If after the choice of any officer not required to be  
9 chosen by ballot, there is a vacancy in any such office, the  
10 municipal officers may fill such vacancies by the written  
11 appointment of proper persons, who shall be summoned by  
12 the constable to appear and take the oath of the office pro-  
13 vided in section twenty-seven subject to the penalties pro-  
14 vided in section twenty-eight. Such appointment and oath  
15 shall be recorded as in case of a choice by the town. No

16 person shall be so appointed without his consent.'

Sect. 4. Section fourteen of chapter four of the revised  
2 statutes is hereby amended by inserting the words 'road com-  
3 missioner' after the word "auditor" in the second line there-  
4 of, so that said section as amended shall read as follows:

'Sect. 14. Officers chosen by ballot. Moderator, town  
2 clerk, selectmen, assessors and overseers of the poor, treas-  
3 urer, auditor, road commissioner and school committee shall  
4 be elected by ballot, and the other said officers by ballot, or  
5 if not so elected, they shall be appointed by the selectmen.'

Sect. 5. This act shall not apply to cities and towns  
2 which choose road commissioners under special act of the  
3 legislature.