

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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SELECTED
PROCLAMATIONS

by

Governor Frederick G. Payne

STATE OF MAINE
PROCLAMATION BY THE GOVERNOR

**Authorization of the Amendment to the Constitution Relating to
Voting by Citizens in the Armed Forces and Others Absent
or Physically Incapacitated**

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 19, 1951 proposed to the electors of said State the following amendment to the Constitution, to wit:

“Section 4 of article II of the constitution is hereby amended by repealing all after the 1st sentence thereof and inserting in place thereof the following:

‘The legislature under proper enactment shall authorize and provide for voting by citizens of the state absent therefrom in the armed forces of the United States or of this state and for voting by other citizens absent or physically incapacitated for reasons deemed sufficient.’” and

Whereas, it appears by the return of votes given in by the Electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Council on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of this amendment, namely 39,006 for, and 10,187 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the constitution.

[Seal]

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

FREDERICK G. PAYNE,
Governor.

By the Governor:
HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

**Authorization of the Amendment to the Constitution Providing for
Additional Signers for Direct Initiative of Legislation**

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 17, 1951 proposed to the electors of said State the following amendment to the Constitution, to wit:

"Section 18 of Part Third of Article IV of the constitution is hereby amended to read as follows:

'Section 18. The electors may propose to the legislature for its consideration any bill, resolve or resolution, including bills to amend or repeal emergency legislation but not an amendment of the state constitution, by written petition addressed to the legislature or to either branch thereof and filed in the office of the secretary of state or presented to either branch of the legislature within forty-five days after the date of convening of the legislature in regular session. Any measure thus proposed by electors, the number of which shall not be less than ten per cent of the total vote for governor cast in the last gubernatorial election preceding the filing of such petition, unless enacted without change by the legislature at the session at which it is presented, shall be submitted to the electors together with any amended form, substitute, or recommendation of the legislature, and in such manner that the people can choose between the competing measures or reject both. When there are competing bills and neither receives a majority of the votes given for or against both, the one receiving the most votes shall at the next general election to be held not less than sixty days after the first vote thereon be submitted by itself if it receives more than one-third of the votes given for and against both. If the measure initiated is enacted by the legislature without change, it shall not go to a referendum vote unless in pursuance of a demand made in accordance with the preceding section. The legislature may order a special election on any measure that is subject to a vote of the people. The governor may, and if so requested in the written petitions addressed to the legislature, shall, by proclamation, order any measure proposed to the legislature as herein provided, and not enacted by the legislature without change, referred to the people at a special election to be held not less than four nor more than six months after such proclamation, otherwise said measure shall be voted upon at the next general election held not less than sixty days after the recess of the legislature, to which such measure was proposed.'" and

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Whereas, it appears by the return of the votes given in by the Electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Council on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of this amendment, namely 23,600 for, and 21,986 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the constitution.

[Seal]

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

FREDERICK G. PAYNE,
Governor.

By the Governor:
HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

Authorization of the Amendment to the Constitution to Make Temporarily Inoperative Any Measure Adopted by the People Which Fails to Provide a Revenue Adequate for its Service

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 19, 1951 proposed to the electors of said State the following amendment to the Constitution, to wit:

“The 1st sentence of section 19 of part third of article IV of the constitution is hereby amended to read as follows:

‘Any measure referred to the people and approved by a majority of the votes given thereon shall, unless a later date is specified in said measure,

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take effect and become a law in thirty days after the governor has made public proclamation of the result of the vote on said measure, which he shall do within ten days after the vote thereon has been canvassed and determined; provided, however, that any such measure which entails expenditure in an amount in excess of available and unappropriated state funds shall remain inoperative until forty-five days after the next convening of the legislature in regular session, unless the measure provides for raising new revenues adequate for its operation.'” and

Whereas, it appears by the return of votes given in by the Electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Council on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of this amendment, namely 24,746 for, and 20,900 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the constitution.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

[Seal]

FREDERICK G. PAYNE,

Governor.

By the Governor:

HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

**Authorization of the Amendment to the Constitution to Remove the
Provision That the Treasurer Shall Not Be Eligible More Than
Six Years Successively**

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 10, 1951

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proposed to the electors of said State the following amendment to the Constitution, to wit :

"Section 1 of part fourth of article V of the constitution, as amended by articles XXIII and XXVII, is hereby further amended to read as follows :

'Section 1. The treasurer shall be chosen biennially, at the first session of the legislature, by joint ballot of the senators, and representatives in convention.' " and

Whereas, it appears by the return of votes given in by the Electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Council on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of this amendment, namely 27,073 for, and 22,320 opposed ;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the constitution.

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

[Seal]

FREDERICK G. PAYNE,
Governor.

By the Governor :

HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

Authorization of the Amendment to the Constitution to Clarify the Provisions that Relate to the State's Borrowing Power

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 21, 1951

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proposed to the electors of said State the following amendments to the Constitution, to wit:

“Section 14 of Article IX of the constitution, as amended, is hereby repealed and the following enacted in place thereof:

‘Section 14. The credit of the state shall not be directly or indirectly loaned in any case. The legislature shall not create any debt or debts, liability or liabilities, on behalf of the state, which shall singly, or in the aggregate, with previous debts and liabilities hereafter incurred at any one time, exceed two million dollars, except to suppress insurrection, to repel invasion, or for purposes of war; and excepting also that whenever two-thirds of both houses shall deem it necessary, by proper enactment ratified by a majority of the electors voting thereon at a general or special election, the legislature may authorize the issuance of bonds on behalf of the state at such times and in such amounts and for such purposes as approved by such action; but this shall not be construed to refer to any money that has been, or may be deposited with this state by the government of the United States, or to any fund which the state shall hold in trust for any Indian tribe. Whenever ratification by the electors is essential to the validity of bonds to be issued on behalf of the state, the question submitted to the electors shall be accompanied by a statement setting forth the total amount of bonds of the state outstanding and unpaid, the total amount of bonds of the state authorized and unissued, and the total amount of bonds of the state contemplated to be issued if the enactment submitted to the electors be ratified.’ ”

“Section 17 of Article IX of the constitution, as adopted by Article XXXV of the Amendments thereto, and heretofore amended by Articles XLIII, XLVIII, XLIX, LI, LII, LVIII and LXVIII of said Amendments, and section 21 of said Article IX, as adopted by Article LX of said Amendments, said sections appearing as sections 17 and 18 in a codification of the constitution prepared pursuant to Article LXV of said Amendments, are hereby repealed, but such repeal shall not impair the validity of bonds of the state heretofore authorized, whether presently outstanding or to be issued hereafter according to the authorization therefor carried in Article LXVIII of the Amendments to said constitution.” and

Whereas, it appears by the return of votes given in by the Electors of the various cities, towns and plantations, voting upon said amendments, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Council on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of these amendments, namely 28,758 for, and 17,582 opposed;

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Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendments shall hereupon as of the date of this proclamation become a part of the constitution.

[Seal]

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

FREDERICK G. PAYNE,

Governor.

By the Governor:

HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

Authorization of the Amendment to the Constitution to Exempt Rental Agreements with the Maine School Building Authority from the Limitations of Municipal Indebtedness

Whereas, the Ninety-fifth Legislature of the State of Maine by a Resolve passed by a concurrent vote of both branches and approved May 19, 1951 proposed to the electors of said State the following amendment to the Constitution, to wit:

“Section 15 of article IX of the constitution, as amended, is hereby further amended by adding at the end thereof a new sentence, to read as follows:

‘Long term rental agreements not exceeding forty years under contracts with the Maine School Building Authority shall not be debts or liabilities within the provisions of this article.’” and

Whereas, it appears by the return of votes given in by the Electors of the various cities, towns and plantations, voting upon said amendment, as directed in the aforementioned Resolve, upon the tenth day of September, nineteen hundred and fifty-one, and canvassed by the Governor and Coun-

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cil on September nineteenth, nineteen hundred and fifty-one, that a majority of said votes were in favor of this amendment, namely 23,887 for, and 20,594 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, do proclaim the constitution of the State of Maine amended as proposed, and in accordance with the provisions of this said Resolve, the amendment shall hereupon as of the date of this proclamation become a part of the constitution.

[Seal]

Given at the office of the Governor at Augusta and sealed with the Great Seal of the State of Maine, this twenty-sixth day of September, in the year of Our Lord One Thousand Nine Hundred and Fifty-one, and of the Independence of the United States of America, the One Hundred and Seventy-sixth.

FREDERICK G. PAYNE,

Governor.

By the Governor:

HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

AN ACT to Authorize the Issuance of Bonds in the Amount of Twenty-Seven Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways.

Whereas, the Ninety-fifth Legislature of the State of Maine by an act entitled, "AN ACT to Authorize the Issuance of Bonds in the Amount of Twenty-Seven Million Dollars on Behalf of the State of Maine for the Purpose of Building State Highways," passed by a concurrent vote of both branches and approved May 18, 1951, which said act is known and identified as chapter 201 of the private and special laws of 1951, enacted said measure expressly conditioned upon the people's ratification by a referendum vote, at the next general or special state-wide election, and

Whereas, such an election was duly called and held on the second Monday of September, 1951 as provided by law, and

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Whereas, it appears by the return of votes given in by the electors of the various cities, towns and plantations voting upon said act, upon the tenth day of September, 1951 that a majority of said votes were in favor of this act becoming a law, namely: 36,661 for, and 16,839 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, in pursuance of the provisions of the constitution of said state in such case provided declare said measure adopted, to take effect and become a law as of the date of this proclamation.

[Seal]

In witness whereof, I have caused the Seal of the State to be hereunto affixed at Augusta, this twenty-sixth day of September in the year of our Lord, one thousand nine hundred and fifty-one, and in the year of the Independence of the United States of America the one hundred and seventy-sixth.

FREDERICK G. PAYNE,

Governor.

By the Governor:

HAROLD I. GOSS,
Secretary of State.

STATE OF MAINE

PROCLAMATION BY THE GOVERNOR

AN ACT to Authorize the Construction of a Toll Bridge Across the Penobscot River Between the Cities of Bangor and Brewer.

Whereas, the Ninety-fifth Legislature of the State of Maine by an act entitled, "AN ACT to Authorize the Construction of a Toll Bridge Across the Penobscot River Between the Cities of Bangor and Brewer," passed by a concurrent vote of both branches and approved May 21, 1951, which said act is known and identified as chapter 212 of the private and special laws of 1951, enacted said measure expressly conditioned upon the people's ratification by a referendum vote, at the next general or special state-wide election, and

Whereas, such an election was duly called and held on the second Monday of September, 1951 as provided by law, and

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Whereas, it appears by the return of votes given in by the electors of the various cities, towns and plantations voting upon said act, upon the tenth day of September, 1951 that a majority of said votes were in favor of this act becoming a law, namely: 29,552 for, and 21,940 opposed;

Now, therefore, I, Frederick G. Payne, Governor of the State of Maine, in pursuance of the provisions of the constitution of said state in such case provided declare said measure adopted, to take effect and become a law as of the date of this proclamation.

[Seal]

In Witness whereof, I have caused the Seal of the State to be hereunto affixed at Augusta, this twenty-sixth day of September in the year of our Lord, one thousand nine hundred and fifty-one, and in the year of the Independence of the United States of America the one hundred and seventy-sixth.

FREDERICK G. PAYNE,

Governor.

By the Governor:

HAROLD I. GOSS,
Secretary of State.