

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 107

AN ACT Relating to Elections in the City of Biddeford.

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

Sec. 1. P. & S. L., 1933, c. 71, § 2, amended. The 7th sentence of the 3rd paragraph of section 2 of chapter 71 of the private and special laws of 1933 is amended to read as follows:

'The warden ~~may~~ shall appoint and swear to the faithful performance of ~~their~~ duties ~~such number of enrolment clerks~~ his duty one enrolment clerk to assist him as may be required, who shall have the power to take the oath required of any person so enrolling at said caucus. The warden shall also appoint and swear to the faithful performance of their duty one ballot clerk representing each of the mayoralty candidates. Said appointments shall be made upon the recommendation of the mayoralty candidates or their committees. The warden shall further appoint persons to assist him in receiving, sorting and counting the ballots. Persons so appointed shall be deemed election clerks for that purpose. The appointment of these election clerks shall be made upon the recommendation of each of the mayoralty candidates or their respective committees. The warden shall appoint an equal number of recommendations from each of the candidates or their respective committees and such appointed election clerks shall be sworn to the faithful performance of their duties by an officer duly empowered to administer the oath.'

Sec. 2. P. & S. L., 1933, c. 71, § 2-A, additional. Chapter 71 of the private and special laws of 1933, as amended, is further amended by adding a new section 2-A, as follows:

'Sec. 2-A. Inspection and recount. Upon written application by any candidate within 24 hours after the close of the polls, the city clerk shall permit any candidate or his agent to inspect and recount the ballots cast at any caucus, under such reasonable regulations as will secure any ballot from loss, injury or change in any respect. Notice of such inspection and recount shall be given to the wardens and ward clerks and to the other contesting candidates. The inspection and recount shall be held within 48 hours after the close of the polls. If upon inspection and recount the return or record of the votes cast is found to have been erroneous, the record shall be corrected in accordance with the number of ballots found to have been actually cast and a certificate of nomination shall be issued by the city clerk to the candidate having received the highest number of votes and the name of said candidate shall be placed on the final ballot.'

Effective September 16, 1961

Chapter 108

AN ACT Relating to Appointment of Town Clerk of Town of Wells.

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

Town clerk appointed. The town clerk of the Town of Wells shall be appointed annually by the selectmen of the Town of Wells. For the purpose of making the appointment, this act shall become effective at the 1962 annual town meeting.

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Referendum. This act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the Town of Wells present and voting at the next annual town meeting or at a special town meeting called and held for the purpose not later than 4 months after the approval of this act. In the event a special meeting is called for the purpose it shall be called, advertised and conducted according to the law relating to municipal elections; provided that the board of registration shall not be required to prepare for posting, nor the town clerk to post, a new list of voters and for the purpose of registration of voters, said board shall be in session one hour next preceding such special meeting.

The town clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act Relating to Appointment of Town Clerk of Town of Wells, passed by the 100th Legislature, be accepted?" and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority vote of the legal voters voting at said meeting.

The result of said vote shall be declared by the municipal officers of the Town of Wells and due certificate thereof filed by the town clerk with the Secretary of State.

Effective September 16, 1961

Chapter 109

AN ACT Relating to the Allocation of Moneys from Eastport-Perry Causeway to City of Eastport, State Park Commission and Washington County Development Authority.

Emergency preamble. Whereas, the United States Government has appropriated \$595,000 for the construction of a breakwater at Eastport; and

Whereas, the United States Government requires local interests to construct a public landing connecting thereto at a cost of \$150,000; and

Whereas, the United States Government by its Corps of Army Engineers has stated that for construction to be accomplished this year the sum of \$150,000 must be available by April, 1961; and

Whereas, immediate steps are required to reactivate the failing economy of Washington County; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

City of Eastport, State Park Commission and Washington County Development Authority; allocation of moneys to. The State Controller is directed to