

MAINE STATE LEGISLATURE

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October 26, 1928

To Chairman, Board of Registration, Lewiston
Re: Students' Residence; Nurses in Training, etc.

. . . Section 1 of Article II of the Constitution of Maine provides:

"Nor shall the residence of a student at any seminary of learning entitle him to the right of suffrage in the town or plantation where such seminary is established."

Ordinarily, the majority of students attending colleges or seminaries live in towns other than that in which the institution is located. In such case their voting residence would be the city or town in which they actually live, and not in the town where the institution of which they were a part is situated.

The right of Joseph Haviland to vote in Lewiston would depend on his intention of making Lewiston his home. If he came to Lewiston simply for the purpose of going to college and without the intention of changing his residence heretofore acquired, he would not be entitled to vote.

The voting residents of nurses who are in hospitals would also be governed largely by their intention regarding their permanent residence. Each case is governed by different facts and is for the determination of the Board of Registration. A person having acquired a residence in a certain place can change it only by actually removing from said place of residence to some other place with the intention of making it his or her home, bodily presence and intention being the determining factors.

. . .

Sanford L. Fogg
Deputy Attorney General

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