

MAINE STATE LEGISLATURE

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STATE OF MAINE
DEPARTMENT OF THE ATTORNEY GENERAL
AUGUSTA

June 15, 1934

Hon. Louis J. Brann
State House
Augusta, Maine

My dear Governor:

In response to your letter of June 14 relative to residents of plantations being permitted to vote in the nearest town, I would call your attention to Section 76 of Chapter 8 of the Revised Statutes which provides "electors living on islands adjacent to the mainland along the coast of the state and within the jurisdiction thereof, but not incorporated with any town, and all such electors living in other unorganized places may furnish lists of their polls and estates to the assessors of any adjacent town, on or before the first day of each April, and said assessors shall assess state and county taxes upon all such persons, and they shall be collected in the same manner and by the same officers as if such electors were inhabitants of such town. And such electors so presenting their polls and estates may vote in such town for all national, state and county officers and representatives to the legislature"

From the foregoing it would appear that electors residing in unorganized places, in case they desire to vote in an adjacent town, should first furnish lists of their polls and estates to the assessors of such town and having done so they would have the right to vote for national, state and county officers and representatives to the legislature. The law does not seem to require that they must have paid their tax prior to an election.

This department has been requested to rule on the question as to whether a person residing in an unorganized place can vote by "absent ballot". The Attorney General's ruling has been that a person while within the "locus" would not be entitled to vote by absent ballot and could use the absent ballot only through absence from the "locus", thereby being unable to cast his ballot at the polling place where he is entitled to vote.

Respectfully yours,

Sanford L. Fogg
Deputy Attorney General

SLF:MB