

MAINE STATE LEGISLATURE

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W. Farris

December 17, 1948

Mr. Arthur T. Dickson
6 B. Street
Old Orchard Beach, Maine

Dear Mr. Dickson,

I have your letter of the 7th, asking if it is possible for a State Representative to run for a municipal office such as that of selectman.

In reply I will say that Section 11 of Article IV of the Constitution of Maine provides that no person holding any office under the United States or under this State, justices of the peace, notaries public and officers of the militia excepted, shall have a seat in either house of our legislature so long as he continues in such office.

The office of selectman is not a State office and is not incompatible. However, our court has held that a municipal assessor is a State officer, and a member of the legislature cannot be a member of the board of assessors at the same time.

Trusting that this gives you the information you desire,

Very truly yours,

Ralph W. Farris
Attorney General

RWF:c