

# MAINE STATE LEGISLATURE

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# STATE OF MAINE

Inter-Departmental Memorandum Date October 8, 1976

To Commission on Governmental Ethics  
and Election Practices

Dept. \_\_\_\_\_

From Donald G. Alexander, Deputy

Dept. Attorney General

Subject October filing deadline for reports of Referendum Committees

This responds to your request for an opinion made at the Commission meeting on October 6, 1976, regarding the appropriate filing deadline for Referendum Receipt and Expenditure Reports in the month of October.

## FACTS:

The law relating to filing of campaign receipt and expenditure reports for referendum campaign, 21 M.R.S.A. § 1397-3, requires that such reports be filed: "At the end of every month during which such contributions are accepted and such expenditures are made or authorized for such purpose." In October, the end of the month, October 31, falls on a Sunday. The Commission, at its meeting of October 6, 1976, voted to have its offices open on Sunday to receive such reports unless Maine law specifically provides for an automatic extension of the filing date to Monday, November 1.

## QUESTION:


Does Maine law provide that where the deadline for filing an election report falls on a Sunday, that the deadline is automatically extended until Monday?

## ANSWER:

Maine law does provide for such an automatic extension. Specifically, 21 M.R.S.A. § 3 provides:

"When the date on which an act must be performed or an event must take place falls on a Saturday, Sunday or legal holiday, the act shall be performed or the event shall take place on the next following business day."

This provision applies to all parts of Title 21 and thus includes within its scope the end of the month deadline specified in § 1397-3. Accordingly, for the month of October, referendum campaign receipt and expenditure reports need not be filed on October 31 and may be filed on Monday, November 1. Therefore, the Commission offices need not remain open on Sunday, October 31.

  
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DONALD G. ALEXANDER  
Deputy Attorney General

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