

MAINE STATE LEGISLATURE

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Elections: Effect of Change of Enrollment
21 M.R.S.A. § 134-3

Legislative
Clerk
State House
Augusta, Maine

Received
1978

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Official

February 1, 1978

James Evans

Honorable Lawrence Greenlaw
House of Representatives
State House
Augusta, Maine

Dear Representative Greenlaw:

This responds to your request that this office review the opinion issued January 30, 1974, regarding political party registration to determine if that opinion is still valid. The opinion in question from Attorney General Jon Lund to Peter M. Damborg, Deputy Secretary of State, held that a registered voter who files an application for change of enrollment with a registrar in the municipality of registration less than three months prior to April 1 may be a candidate in the primary for the party to which he has changed. As a result of a change in the law, that position is no longer valid.

In 1975, the Legislature enacted P.L. 1975, c. 340, § 2. This section amended 21 M.R.S.A. § 134, sub-§ 3 to specifically prohibit a person from filing a petition as a candidate for nomination by primary election within three months after filing an application to change his party enrollment. Thus, presently, a person who applies to change their party enrollment within three months prior to April 1 may not file petitions for nomination by primary election unless, during that period, the person in question changes his municipality of residence and registers and enrolls in the new municipality. This matter is discussed in greater detail in an opinion of this date to Representative William J. Garsoe, a copy of which is attached hereto.

Sincerely,

JOSEPH E. BRENNAN
Attorney General

JEB/ec
Enc.

cc: Legislative Leadership