

MAINE STATE LEGISLATURE

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ELECTIONS —

REFERENDUM QUESTIONS

1972

and

(Nov.)

PROPOSED CONSTITUTIONAL

AMENDMENTS

In Accordance with Acts and Resolutions
Passed by the 105th Legislature at
the Regular and First Special Sessions

Bond Issues

1. \$10,300,000 To Build State Highways.
2. \$8,360,000 for the Construction and Renovation of Higher Education Facilities at the University of Maine.
3. Reallocating Funds for Auburn-Lewiston and Rumford Airports Provided by 1967 Bond Issue.

Constitutional Amendments

1. Pledging Credit of the State for Guaranteed Loans for Housing for Indians.
2. Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America.
3. Reduce the Age of Qualification as a Member of the Maine House of Representatives to Twenty Years.

(Including Brief Explanatory Statements by the
Attorney General as to Intent and Content.)

Also

Referendum Questions

(Local Option)



1972

To be Voted Upon at the General Election,
Tuesday, November 7, 1972

78

STATE OF MAINE
Summary of Bonded Indebtedness
June 30, 1972

Total Bonds Outstanding	\$219,326,500
Total Interest to Maturity	91,328,420
Authorized but Unissued	107,981,500
Limit of Potential Contingent Bond Liability	123,000,000
Total amount of bonds contemplated to be issued if the enactments submitted to the voters be ratified	18,660,000

CHAPTER 148

PRIVATE AND SPECIAL LAWS OF 1971

AN ACT to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways.

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State of Maine for the purpose of building state highways.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Bond issue of \$10,300,000 authorized. In addition to state highway and bridge bonds heretofore authorized in the name and behalf of the State, as provided by law, the Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time, serial coupon bonds in the name and behalf of the State to an amount not exceeding \$10,300,000 payable serially at the State Treasury within 20 years from the date of issue. Such bonds and coupons shall be of such denominations and form and upon such terms and conditions, not inconsistent herewith, as the Governor and Council shall direct. The proceeds from the sale of said bonds shall be used for construction or reconstruction of roads and bridges in accordance with allocations made by the Legislature.

The said bonds shall be deemed a pledge of the faith and credit of the State. The said bonds shall be issued from time to time so as to meet the needs of the road-building program. Said bonds when paid at maturity or otherwise retired shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

Sec. 2. Allocation of General Highway Fund. Receipt to the General Highway Fund for the fiscal year from July 1, 1972 to June 30, 1973—from the proceeds of the sale of bonds shall be segregated, apportioned and expended as designated in the following schedule:

1972-73

HIGHWAY CONSTRUCTION

State Highways and Federal Aid Systems \$10,300,000

Sec. 3. Contingent upon ratification of bond issue. Section 1 of this Act shall not become effective unless the people of the State of Maine shall have ratified the issuance of bonds as set forth in this Act.

Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to

notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, at the next general state-wide election to be held in November 1972 to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

"Shall a bond issue be ratified for the purpose set forth in 'An Act to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways,' including the matching of Federal Funds, passed by the 105th Legislature?"

The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of ratification voting "Yes" and those opposed to ratification voting "No" and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of said Act, the Governor shall forthwith make known the fact by his proclamation and the Act shall thereupon become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the provisions of the foregoing Act, accompanied by a copy thereof.

Approved June 28, 1971

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 148 of the Private and Special Laws of 1971 entitled, "AN ACT to Authorize the Issuance of Bonds in the Amount of Ten Million Three Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways."

INTENT AND CONTENT

This bond issue is in the amount of ten million three hundred thousand dollars (\$10,300,000). The money from the sale of bonds is to be used for construction or reconstruction of roads and bridges in accordance with allocations made by the Legislature. The bonds are to be repaid serially within 20 years from the date of issue.

Bonds paid at maturity or otherwise retired shall not be reissued but may be refunded on terms more favorable to the State than those in the original issue.

CHAPTER 167

PRIVATE AND SPECIAL LAWS OF 1971

AN ACT to Authorize Bond Issue in the Amount of \$8,360,000 for the Construction and Renovation of Higher Education Facilities at the University of Maine.

Preamble. Two-thirds of both Houses of Legislature deeming it necessary in accordance with Section 14 of Article IX of the Constitution to authorize the issuance of bonds on behalf of the State of Maine to provide for capital improvements, construction, renovations, equipment and furnishings for the University of Maine.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Issue of bonds to provide for capital improvements, construction, renovation, equipment and furnishings for the University of Maine. The Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time serial coupon bonds in the name and behalf of the State to an amount not exceeding \$8,360,000 for the purpose of raising funds to provide for such capital improvements, construction, renovations, equipment and furnishings as authorized by section 8. Said bonds shall be deemed a pledge of the faith and credit of the State. Said bonds shall not run for a longer period than 20 years from the date of the original issue thereof. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor and Council.

Sec. 2. Records of bonds issued to be kept by State Auditor and Treasurer. The State Auditor shall keep an account of such bonds, showing the number and amount of each, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of sale and the date when payable.

Sec. 3. Sale, how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of such bonds by direction of the Governor and Council; but no such bond shall be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sales of such bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the Governor and Council, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects listed in section 8 shall lapse to the debt service account established for the retirement of these bonds.

Sec. 4. Interest and debt retirement. Interest due or accruing upon any bonds issued under the provisions of this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

Sec. 5. Disbursement of bond proceeds. The proceeds of such bonds shall be expended under the direction and supervision of the board of trustees of the university with the approval of the Bureau of Public Improvements.

Sec. 6. Other sources of funds. This Act shall not in any manner preclude the university or the Treasurer of the State of Maine from accepting from any authorized agency of the Federal Government or other non-state sources construction aid fund grants, debt service grant funds or other grants for the planning, construction, equipping or property acquisition for any of the projects provided for in this Act; or from entering into agreements with such agency or agencies respecting any such grants.

Sec. 7. Proceeds of bonds not available for other purposes; must be kept separate from other funds. The proceeds of all bonds issued under the authority of this Act, and the funds made available for interest and debt retirement thereunder shall at all times be kept distinct from all other moneys of the State and shall not be drawn upon or be available for any other purpose.

Sec. 8. Allocations from General Fund Bond Issue.

Project No.	Campus Location	Description	Project Cost
1.	Machias	Science Building	\$ 960,000
2.	Farmington	Student Services and Study Center	1,200,000
3.	Presque Isle	Library Building	950,000
4.	Orono	Business Administration, Mathematics and English Building	1,900,000
5.	Fort Kent	Health and Physical Education Building	1,200,000
6.	Augusta	Library-Learning Resources Center	750,000
7.	Portland/ Gorham	Science Building	1,400,000
TOTAL			\$8,360,000

The amount listed after each project is to be construed as a guide and any one or more amounts may be exceeded, with the approval of the Governor and Council, by transfer from one project to another but in no instance shall a project be reduced by more than 5% of the amount listed.

Sec. 9. Contingent upon ratification of bond issue. Sections 1 to 8 of this Act shall not become effective unless and until the people of the State of Maine shall have ratified the issuance of bonds as set forth in this Act.

Sec. 10. Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are hereby empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at the general election in November, 1972 to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

“Shall the State provide expanded classroom facilities and improvements at seven campuses of the University of Maine to provide for program improvements and increased enrollment by issuing bonds in the amount of \$8,360,000 as passed by the 105th Legislature?”

The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of ratification voting “Yes” and those opposed to ratification voting “No” and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the Governor shall forthwith make known the fact by his proclamation, and the Act shall thereupon become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.

Approved February 28, 1972

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 167 of the Private and Special Laws of

1971 entitled, “AN ACT to Authorize Bond Issue in the Amount of \$8,360,000 for the Construction and Renovation of Higher Education Facilities at the University of Maine.”

INTENT AND CONTENT

This bond issue is in the amount of eight million three hundred sixty thousand dollars (\$8,360,000). The money from the sale of bonds is to be used at the University of Maine under the direction and supervision of the board of trustees of the university with the approval of the Bureau of Public Improvements for the construction, renovations, equipment and furnishings of the following projects:

Project No.	Campus Location	Description	Project Cost
1.	Machias	Science Building	\$ 960,000
2.	Farmington	Student Services and Study Center	1,200,000
3.	Presque Isle	Library Building	950,000
4.	Orono	Business Administration, Mathematics and English Building	1,900,000
5.	Fort Kent	Health and Physical Education Building	1,200,000
6.	Augusta	Library-Learning Resources Center	750,000
7.	Portland/ Gorham	Science Building	1,400,000
*			<u>\$8,360,000</u>

The University or the State may accept from the Federal Government or other nonstate sources construction aid fund grants, debt service grant funds or other grants for the planning, construction, equipping or property acquisition for any of the above projects.

* The above amounts may be varied from one to another but no one amount for a project shall be reduced by more than 5% of the amount listed.

CHAPTER 168

PRIVATE AND SPECIAL LAWS OF 1971

AN ACT Reallocating Funds for Auburn-Lewiston and Rumford Airports Provided by 1967 Bond Issue.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1967, c. 178 § 6, amended. That part of section 6 of chapter 178 of the private and special laws of 1967 which relates to Auburn-Lewiston is amended to read as follows:

Auburn-Lewiston	350,000
Acquire land, clear approaches, extend runway 17-35	300,000
install localizer	50,000
General rehabilitation and repairs of airport	350,000

Sec. 2. P. & S. L., 1967, c. 178, § 6, amended. That part of section 6 of chapter 178 of the private and special laws of 1967 which relates to Rumford is amended to read as follows:

Rumford	
Oxford	
Construct new airport	25,000

Sec. 3. Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and direct-

ed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, at the next general state-wide election to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

“Shall the moneys appropriated for land and installing localizer at Auburn-Lewiston Airport and construction at Rumford be reallocated respectively for general rehabilitation and repairs at the Auburn-Lewiston Airport and for construction at the Oxford County Regional Airport, as passed by the First Special Session of the 105th Legislature?”

The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of ratification voting “Yes” and those opposed to ratification voting “No” and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of said Act the Governor shall forthwith make known the fact by his proclamation, and the Act shall thereupon become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.

Approved March 1, 1972

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 168 of the Private and Special Laws of 1971 entitled, “AN ACT Reallocating Funds for Auburn-Lewiston and Rumford Airports Provided by 1967 Bond Issue.”

INTENT AND CONTENT

This Act amends a previously approved bond issue providing funds for various airports. The amendments relate to two airports. At the Auburn-Lewiston airport the previously approved amount of three hundred fifty thousand dollars (\$350,000) is proposed to be used for general rehabilitation and repairs. The money is not now needed for the original purposes for which it was provided.

The second amendment authorizes the sum of twenty-five thousand dollars (\$25,000) to construct a new airport at Oxford instead of one at Rumford.

CHAPTER 3

CONSTITUTIONAL RESOLUTION OF 1971

RESOLUTION, Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans for Housing for Indians.

Constitutional amendment. **RESOLVED:** Two-thirds of each branch of the Legislature concurring, that the following amendment to the Constitution of this State be proposed:

Constitution, Article IX, Section 14-D, additional. Article IX of the Constitution is amended by adding a new section 14-D, to read as follows:

Section 14-D. Insuring payment of mortgage loans for Indian housing. For the purpose of fostering and encouraging the acquisition, construction, repair and remodeling of houses owned or to be owned by members of the 2 tribes on the several Indian reservations, the Legislature by proper enactment may insure the payment of mortgage loans on such houses not exceeding in the aggregate \$1,000,000 in amount at any one time and may also appropriate moneys and authorize the issuance of bonds on behalf of the State at such times and in such amounts as it may determine to make payments insured as aforesaid.

Form of question and date when amendment shall be voted upon. Resolved: That the aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at the next general election in the month of November to give in their votes upon the amendment proposed in the foregoing resolution, and the question shall be:

“Shall the Constitution be amended as proposed by a resolution of the Legislature Pledging Credit of the State for Guaranteed Loans for Housing for Indians?”

The inhabitants of said cities, towns and plantations shall vote by ballot on said question, and shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the amendment, the Governor shall forthwith make known the fact by his proclamation, and the amendment shall thereupon, as of the date of said proclamation become a part of the Constitution.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing resolution, accompanied by a copy thereof.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State June 8, 1971.

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 3 of the Constitutional Resolutions of 1971 entitled “RESOLUTION, Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans for Housing for Indians.”

INTENT AND CONTENT

The constitutional amendment authorizes the Legislature to enact laws to insure payment of mortgage loans on houses owned or to be owned by members of the two tribes on the several Indian reservations. Mortgage loans to be insured may be secured for the acquisition, construc-

tion, repair and remodeling of houses. Insured payments may not exceed an aggregate of one million dollars (\$1,000,000) at any one time. In the event of defaults, payments to creditors will be made from appropriations or bond issues.

CHAPTER 5

CONSTITUTIONAL RESOLUTION OF 1971

RESOLUTION, Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America.

Constitutional amendment. Resolved: Two-thirds of each branch of the Legislature concurring, that the following amendments to the Constitution of this State be proposed:

Constitution, Article IX, Section 14, amended. The first sentence of section 14 of Article IX of the Constitution, as amended, is further amended to read as follows:

The credit of the State shall not be directly or indirectly loaned in any case, except as provided in sections 14-A, 14-B and 14-C, 14-D and 14-E.

Constitution, Article IX, Section 14-E, additional. Article IX of the Constitution is amended by adding a new section 14-E, to read as follows:

Section 14-E. Business loans to veterans. For the purposes of recognizing the services and sacrifices of Maine's men and women who have served their state and country through honorable service in the Armed Forces of the United States in time of war or national emergency; enlarging the opportunities for employment of Maine's veterans; insuring the preservation and betterment of the economy of the State of Maine; and stimulating the flow of private investment funds to Maine's veterans, the Legislature by proper enactment may insure the payment of up to eighty percent of any mortgage loan to resident Maine veterans of the Armed Forces of the United States, when such loans are made in connection with such legitimate purposes and under such terms and conditions as the Legislature may determine, not exceeding in the aggregate two million dollars in amount at any one time and may also appropriate moneys and authorize the issuance of bonds on behalf of the State at such times and in such amounts as it may determine to make payments insured as aforesaid.

Form of question and date when amendments shall be voted upon. Resolved: That the aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at the next general election in the month of November or special state-wide election on the Tuesday following the first Monday of November following the passage of this resolution to give in their votes upon the amendments proposed in the foregoing resolution, and the question shall be:

"Shall the Constitution be amended as proposed by a resolution of the Legislature Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America?"

The inhabitants of said cities, towns and plantations shall vote by ballot on said question, and shall indicate by

a cross or check mark placed against the words "Yes" or "No" their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the amendments, the Governor shall forthwith make known the fact by his proclamation, and the amendments shall thereupon, as of the date of said proclamation, become a part of the Constitution.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing resolution, accompanied by a copy thereof.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State February 22, 1972.

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 5 of the Constitutional Resolutions of 1971 entitled, "RESOLUTION, Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America."

INTENT AND CONTENT

The constitutional amendment authorizes the legislature to enact laws to insure payment up to 80% of any mortgage loan for business purposes to resident Maine veterans who served in the Armed Forces of the United States in time of war or national emergency. Not more than two million dollars (\$2,000,000) in insured loans may be outstanding at any one time. In the event of defaults, payments to the creditors will be made by appropriations or bond issues.

CHAPTER 6

CONSTITUTIONAL RESOLUTION OF 1971

RESOLUTION, Proposing an Amendment to the Constitution to Reduce the Age of Qualification as a Member of the Maine House of Representatives to Twenty Years.

Constitutional amendment. Resolved: Two-thirds of each branch of the Legislature concurring, that the following amendment to the Constitution of this State be proposed:

Constitution, Article IV, Part First, Section 4, amended. Section 4 of Part First of Article IV of the Constitution is amended to read as follows:

Section 4. Qualifications. No person shall be a member of the House of Representatives, unless he shall, at the commencement of the period for which he is elected, have been five years a citizen of the United States, have arrived at the age of ~~twenty-one~~ twenty years, have been a resident in this State one year, and for the three months next preceding the time of his election shall have been, and, during the period for which he is elected, shall continue to be a resident in the town or district which he represents.

Form of question and date when amendment shall be voted upon. Resolved: That the aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at the next general election in the month of November or special state-wide election on the Tuesday following the first Monday of November following the passage of this resolution to give in their votes upon the amendment proposed in the foregoing resolution, and the question shall be:

"Shall the Constitution be amended as proposed by a resolution of the Legislature to reduce the age of qualification as a Member of the House of Representatives to twenty years?"

The inhabitants of said cities, towns and plantations shall vote by ballot on said question, and shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the amendment, the Governor shall forthwith make known the fact by his proclamation, and the amendment shall thereupon, as of the date of said proclamation, become a part of the Constitution.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing resolution, accompanied by a copy thereof.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State March 8, 1972.

The following is a brief explanatory statement prepared by the Attorney General in accordance with the provisions of 1 M.R.S.A. § 353, with reference to the Intent and Content of Chapter 6 of the Constitutional Resolutions of 1971 entitled, "RESOLUTION, Proposing an Amendment to the Constitution to Reduce the Age of Qualification as a Member of the Maine House of Representatives to Twenty Years."

INTENT AND CONTENT

The constitutional amendment lowers the age at which a person may become a member of the House of Representatives from age twenty-one to age twenty.

LOCAL OPTION

(Revised Statutes of 1964, Title 28, Chapter 5, Sections 101, 102, 103 as amended.)

- Sec. 101. Form of question and ballot.
- Sec. 102. Results of vote.
- Sec. 103. Unincorporated places.

§ 101. Form of question and ballot.

The aldermen of cities, the selectmen of towns and the assessors of plantations are empowered and directed to notify the inhabitants of their respective municipalities to

meet, in the manner prescribed by law for the calling and holding of biennial meetings of said inhabitants for the election of Senators and Representatives, at the time of holding such biennial meeting to give in their votes upon the following questions:

1. Shall state stores for the sale of liquor be operated by permission of the State Liquor Commission in this city or town? (State Liquor Store)
2. Shall licenses be granted in this city or town for the sale herein of wine and spirits to be consumed on the premises? (Hotel and Club)
3. Shall licenses be granted in this city or town for sale herein of wine and spirits to be consumed on the premises of class A restaurants?
4. Shall licenses be granted in this city or town for sale herein of malt liquor (beer, ale and other malt liquors) to be consumed on the premises? (Beer and Ale in Restaurants, Hotels and Clubs)
5. Shall licenses be granted in this city or town for the sale herein of malt liquor (Beer, ale and other malt liquors) to be consumed on the premises of taverns and class A taverns? (Beer and Ale Only)
6. Shall licenses be granted in this city or town for the sale herein of malt liquor (beer, ale and other malt liquors) not to be consumed on the premises? (Beer and Ale to Take Out)
- 6-A. Shall licenses be granted in this city or town for the sale herein of table wines not to be consumed on the premises?

Upon receipt of a petition of electors resident in that municipality in writing addressed to the Secretary of State and signed by at least 15% of the number of voters voting for the gubernatorial candidates at the last state-wide election in that municipality, which petition shall be filed with the Secretary of State on or before the first day of July preceding the day of the biennial election, the ballots for that municipality shall carry in accordance with the petition any or all of the following additional questions:

7. Shall licenses be granted in this city or town for sale herein of wine and spirits to be consumed on the premises of part-time hotels and clubs?
8. Shall licenses be granted in this city or town for the sale herein of wine and spirits to be consumed on the premises of a club only?
9. Shall licenses be granted in this city or town for the sale herein of malt liquor (beer, ale and other malt liquors) to be consumed on the premises of a club only?
10. Shall licenses be granted in this city or town for the sale herein of malt liquor to be consumed on the premises of part-time hotels only?
11. Shall the municipality or unincorporated place authorize the sale of liquor on Sunday in those licensed hotels, class A restaurants and clubs where liquor is permitted to be sold during the rest of the week or shall be so permitted by this election?

Where a city or town has voted in favor of accepting or not accepting questions 1, 2, 3, 4, 5, 6, 6-A, 7, 8, 9, 10 and 11, said vote shall be effective until repealed in the manner hereinafter provided.

A new vote may be held in a municipality upon one or more of questions 1 through 11, upon receipt of a petition of electors resident in that municipality, in writing addressed to the Secretary of State and signed by at least

15% of the number of voters voting for the gubernatorial candidates at the last state-wide election in that municipality, which petition shall be filed with the Secretary of State on or before the first day of July preceding the day of the biennial election. The ballots for that municipality shall carry questions in accordance with the petition.

The Secretary of State, the aldermen of cities, the selectmen of towns and the assessors of plantations are empowered and directed to notify the inhabitants of their respective municipality to meet in the manner prescribed by law for the calling and holding of biennial meetings of said inhabitants for the election of Senators and Representatives at the time of holding such biennial meeting to give in their votes upon the questions, contained in the ballots prepared for that municipality by the Secretary of State. The Secretary of State shall prepare and furnish to the several municipalities ballots in manner and form as prescribed in Title 21, section 702, for constitutional amendment or other questions, together with all such forms including those for instructions and returns as are prescribed in Title 21.

The inhabitants of the several municipalities shall vote by ballot on said questions, those in favor voting "Yes" on their ballots and those opposed "No" and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall canvass the same and the result shall be determined as provided in Title 21.

Upon this ballot no other referendum question shall be printed.

§ 102. Results of vote.

If a majority of the votes cast in any municipality in answer to any local option question is in the affirmative, the Liquor Commission may issue licenses of the type authorized by such affirmative vote in such municipality.

If a majority of the votes cast in any municipality in answer to any local option question is in the negative, no licenses for sale of the type denied by such negative vote shall be issued in such municipality.

In case of a tie vote on any of the preceding questions, the law shall remain as it was before the voting.

Where a city or town has voted in favor of accepting or not accepting any of the questions on the local option ballot, said vote shall be effective until repealed by a new petition and vote as required by section 101.

Table wines not to be consumed on the premises may be sold by licensees in a municipality or unincorporated place where a majority of votes cast in the municipality or unincorporated place at the general election in November 1970, are in the affirmative to the following local option question:

Shall licenses be granted in this city or town for the sale herein of table wines not to be consumed on the premises?

Subsequent to the 1970 general election, electors in any municipality or unincorporated place may place on a ballot and vote upon local option question numbered 6-A in the manner provided by section 101.

§ 103. Unincorporated places

Upon petition signed by 20% or more of the voting age residents in an unincorporated place requesting a vote on local option questions, the Secretary of State shall forth-

with appoint a time and place, giving public notice in the same manner as provided for notice in section 252 and cause a vote on such questions to be taken in such unincorporated place under his supervision and subject to such rules and regulations as he shall promulgate. Voting age residents in an unincorporated place shall be as shown by returns to the State Tax Assessor dated April 1, 1971, which returns shall be deposited by the Tax Assessor in the Secretary of State's office. Voting age Indian reservation residents shall be determined from annual tribal census.

If a majority of the votes cast on any such question is in the affirmative, the commission may issue licenses in such unincorporated place of the type approved by such affirmative vote, subject to all the provisions of law. If a majority of the votes cast on any such question is in the negative, no new or renewal license shall be issued in such unincorporated place of the type disapproved by such negative vote.

The affirmative or negative vote, as cast, on each such local option question, shall prevail in such unincorporated place, unless and until changed by another such local option vote, subsequently held, on petition to said Secretary of State as provided. No such local option vote shall be taken more often than once in any 2-year period.

If the total number of persons shown by returns of the State Tax Assessor in such unincorporated place is less than 20 or the number signing any petition for local option vote is less than 20, the Secretary of State shall not hold any election in such unincorporated place and in event no such vote is taken, the county commissioners or the commission may refuse approval of such application on the basis that such license is not warranted for any substantial public convenience, necessity or demand. The county commissioners or the commission shall have the authority in such unincorporated place to authorize the sale of liquor on Sunday in those licensed hotels, class A restaurants and clubs where liquor is permitted to be sold during the rest of the week.

In no event shall the commission issue a license to any person when it appears to it that such person or any other person for his benefit has moved a store or restaurant into an unincorporated place from an organized or unincorporated place where a local option vote has resulted in his being unable to procure a liquor license.

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JOSEPH T. EDGAR
Secretary of State