

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
102nd LEGISLATURE

SENATE AMENDMENT "A" TO S. P. 168, L. D. 497, Resolve, Proposing an Amendment to the Constitution Creating the Office of Lieutenant-Governor and Providing for Succession of Office of the Governor.

Amend said Resolve in that part designated "Section 3" by striking out all of the last sentence and inserting in place thereof the following: 'If there shall be a tie between the ~~two~~ persons having the largest number of votes for Governor and Lieutenant-Governor, the House of Representatives and the Senate meeting in joint session, and each member of said bodies having a single vote, shall elect ~~one~~ two of said ~~two~~ persons having so received an equal number of votes and the ~~person~~ persons so elected by the Senate and House of Representatives shall be declared the Governor and Lieutenant-Governor.'

Further amend said Resolve in that part designated "Section 14" by striking out all of the 2nd underlined sentence and inserting in place thereof the following: 'Whenever the office of Governor becomes vacant, the Lieutenant-Governor shall assume the office for the residue of the term. When the Governor is absent from the State or unable to discharge the powers and duties of the office, the Lieutenant-Governor shall perform the duties and powers of the office during such absence or inability.'

Further amend said Resolve by inserting before the Referendum the following:

"Constitution, Article IX, Section 1, amended. The 3rd paragraph of section 1 of Article IX of the Constitution is amended to read as follows:

'The oaths or affirmations shall be taken and subscribed by the Governor, Lieutenant-Governor and Councillors before the presiding officer of the Senate, in the presence of both Houses of the Legislature, and by the Senators and Representatives before the Governor and Council, and by the residue of said officers before such persons as shall be prescribed by the Legislature; and whenever the Governor, Lieutenant-Governor or any Councillor shall not be able to attend during the session of the Legislature to take and subscribe said oaths or affirmations, such oaths or affirmations may be taken and subscribed in the recess of the Legislature before any Justice of the Supreme Judicial Court and provided further that, if the Governor shall be unable to appear and administer the oath to the Senators and Representatives, such oaths shall be administered by the Chief Justice of the Supreme Judicial Court or in his absence, by the senior Associate Justice of said Supreme Judicial Court present at the State Capitol on the first day of the term for which said Senators and Representatives shall have been elected.'

Proposed by Senator HARDING of Aroostook
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