

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1095

H. P. 748

House of Representatives, February 23, 1967

Referred to Committee on Indian Affairs. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Cookson of Glenburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Biennial Elections of Passamaquoddy Tribe of Indians.

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

R. S., T. 22, § 4831, amended. Section 4831 of Title 22 of the Revised Statutes is amended to read as follows:

§ 4831. Biennial elections

Biennially on the even-numbered years, on the ~~first Tuesday of November fol-~~
lowing Labor Day in September, the Passamaquoddy Tribe of Indians shall hold
their election for the choice of governor and lieutenant governor of each reserva-
tion of said tribe, a representative at the Legislature of this State and a tribal
~~committee~~ **council** to consist of 6 members of said tribe from each reservation,
all of whom must be at least 21 years of age. The representative at the Legis-
lature of this State shall be chosen alternately between the 2 reservations. Only
certified members of the tribe who are 21 years of age or older shall be eligible
to vote. The governors shall preside over all meetings of the ~~committee~~ **council**
and be a member ex officio. In the absence of the governor, the lieutenant gov-
ernor shall preside. **Four members of such council from each reservation shall**
constitute a quorum thereof for the purpose of conducting the affairs of the
tribe on each reservation and exercising its powers and for all other purposes,
notwithstanding the existence of any vacancies. At joint meetings of the tribal
councils from both reservations, a total of 7 council members shall constitute a
quorum, with at least 3 members being present from one reservation. The com-
missioner shall give notice of the time and place, 7 days before said day of elec-
tion, by posting notices thereof in some conspicuous place on the reservations at
Pleasant Point and Peter Dana Point. Said commissioner shall receive, sort and
count the votes given in said election, in the presence of members of the tribe,

and those elected shall be given certificates therefor. All persons so elected shall hold office for 2 years **commencing on the first day of October on the even-numbered years beginning October 1, 1968**, or until their successors are elected. Whenever any vacancy occurs the commissioner shall call a meeting of the tribe to fill such vacancy. **Vacancies shall be filled through appointment by the respective tribal governor with the advice and consent of the respective tribal council.**

STATEMENT OF FACTS

This Act would improve Passamaquoddy tribal government by setting forth quorum requirements for individual and joint tribal council meetings; specifying the method of filling vacancies on the tribal councils; and advancing the date of the biennial elections and making October first the beginning of the elected officials' 2-year terms. This last provision would make possible more orderly and official preparation for the ensuing state legislative session.