

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 259

S. P. 95

In Senate, January 20, 1971

Referred to Committee on Election Laws. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Shute of Franklin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Qualification of Candidates for the Legislature.

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

R. S., T. 21, § 443, sub-§ 1, additional. Section 443 of Title 21 of the Revised Statutes, as amended by section 2 of chapter 225 of the public laws of 1967, is further amended by adding a new subsection 1 to read as follows:

1. **Exception.** The first sentence of this section shall not apply to candidates for the House of Representatives and the Senate.

STATEMENT OF FACT

The Constitution, Article IV, Part First, Section 4, sets out qualifications of members of the House of Representatives. Article IV, Part Second, Section 5, does the same for State Senators.

Neither section requires them to be voting residents of their districts on April 1. Hence, the first sentence of section 443 is unconstitutional when applied to candidates for such offices.