

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2347

H. P. 1854

House of Representatives, January 11, 1974

Referred to Committee on State Government. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Bustin of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

**RESOLUTION, Proposing an Amendment to the Constitution to Provide
Appointment of the Attorney General and the Treasurer by the Governor.**

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

Constitution, Article V, Part Fourth, Section 1, repealed and replaced. Section 1 of Part Fourth of Article V of the Constitution is repealed and the following enacted in place thereof :

Section 1. Appointment. The Treasurer shall be appointed by the Governor to serve at the pleasure of the Governor during his term of office and until his successor is appointed and qualified.

Constitution, Article IX, Section 11, repealed and replaced. Section 11 of Article IX of the Constitution is repealed and the following enacted in place thereof :

Section 11. Appointment. The Attorney General shall be appointed by the Governor to serve at the pleasure of the Governor during his term of office and until his successor is appointed and qualified.

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 to provide for appointment of the Attorney General and Treasurer by the Governor?”

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.

STATEMENT OF FACT

The purpose of this resolution is reflected in the Title and is intended to implement Recommendation 3 and Recommendation 4, Executive Branch contained in the Maine Management and Cost Survey Report. This recommendation was supported by the Governor in his Special Message to the 106th Special Session on January 10th, 1974.