

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1592

H. P. 1310

House of Representatives, April 2, 1975

On Motion of Mr. Cote of Lewiston referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Stubbs of Hallowell.

STATE OF MAINE

**IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE**

**AN ACT to Validate the Election of Municipal Officials
in the City of Hallowell in 1971 and 1973.**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, municipal elections were held in the City of Hallowell in 1971 and in 1973 on the first Tuesday of November in order to coincide with a special state-wide election; and

Whereas, the charter of that city indicates that municipal elections should be held on the 2nd Tuesday of November; and

Whereas, the Legislature wishes to remove any doubt as to the validity of those municipal elections which were actually held; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Election of certain municipal officials of Hallowell validated. Notwithstanding provisions of the charter of the City of Hallowell or of any other provision of law, the candidate for mayor, the candidates for city councilmen and the candidates for school directors who received the largest number of votes in the municipal elections for the City of Hallowell which were held during the years 1971 and 1973 and who were declared elected as mayor, city

councilmen and school directors are hereby confirmed to have been duly, validly and effectively elected as mayor, city councilmen and school directors for the City of Hallowell and all actions taken by that mayor, those councilmen and those school directors which were taken in an official capacity during their terms of office and up to the effective date of this Act are hereby declared valid and effective.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

STATEMENT OF FACT

The city charter of the City of Hallowell indicates that municipal elections in Hallowell shall be held on the 2nd Tuesday in November, when in actual fact those elections were held on the first Tuesday in November in connection with a special state-wide election.