

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)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1058

H. P. 864

House of Representatives, March 16, 1977

On motion of Mrs. Boudreau of Portland, referred to Committee on Election Laws. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Cunningham of New Gloucester.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Regulate the Reporting on Disputed Elections and to Regulate the Issuance of Election Certificates.

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

Sec. 1. 21 MRSA § 1092, 1st ¶, as amended by PL 1975, c. 771, § 197, is further amended to read:

Within 20 days, but no sooner than 10 days, the Secretary of State shall tabulate the election returns and submit the tabulation to the Governor. The Secretary of State shall also submit, along with the tabulation, a report of any disputed election or of any recount requested pursuant to section 1152.

Sec. 2. 21 MRSA § 1095, sub-§ 2 is enacted to read:

2. Recount. The Governor shall not, while an election is pending a recount, issue an election certificate until:

- A. The recount has been completed, if there are no challenged ballots; or
- B. If there are challenged ballots, the Commission on Governmental Ethics and Election Practices has completed its final hearings and has rendered its findings and opinions.

STATEMENT OF FACT

The purpose of this bill is to require the Secretary of State to submit to the Governor within 20 days, but no sooner than 10 days, after an election

a report on any disputed elections and of any recounts requested. This would help facilitate an orderly procedure for handling disputed election results. It may also assist in establishing a rapid system of recounting in disputed elections.

This bill would also prevent the issuance of certificates of election while any recount is in progress or while the Commission on Governmental Ethics and Election Practices is conducting hearings on disputed elections.