

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1063

H. P. 870

House of Representatives, March 16, 1977

On Motion of Mr. Talbot of Portland, referred to Committee on Human Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Fenlason of Danforth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Provide for 4-Year Terms of Office for Representatives, Governors and Lieutenant Governors of the Passamaquoddy Tribe of Indians.

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

Sec. 1. 22 MRSA § 4831, 1st ¶, as amended by PL 1975, c. 97, § 3, is further amended to read:

Biennially on the even-numbered years, on the Tuesday following Labor Day in September, the Passamaquoddy Tribe of Indians shall hold their election for the choice of ~~governor and lieutenant governor of each reservation of said tribe, a representative to the Legislature of this State and~~ a tribal council to consist of 6 members of said tribe from each reservation, all of whom must be at least 18 years of age. Beginning with the election in 1976, the members of the tribal council shall be elected by a majority vote of those present and voting for terms of 4 years each, except that of those first elected, 3 shall serve for a term of 2 years. ~~The representative to the Legislature of this State shall be chosen alternately between the 2 reservations.~~ Only certified Indian members of the tribe who are 18 years of age or older shall be eligible to vote.

Sec. 2. 22 MRSA § 4831, as last amended by PL 1975, c. 771, § 230, is further amended by inserting after the first paragraph a new paragraph to read:

Every 4 years beginning in 1980, on the Tuesday following Labor Day in September, the Passamaquoddy Tribe of Indians shall hold their election for the choice of governor and lieutenant governor of each reservation of the tribe and a representative to the Legislature of this State, all of whom must

be at least 18 years of age. The representative to the Legislature of this State shall be chosen alternately between the 2 reservations. Only certified Indian members of the tribe who are 18 years of age or older shall be eligible to vote.

Sec. 3. 22 MRSA § 4831, 2nd ¶, 1st sentence, as repealed and replaced by PL 1973, c. 740, § 2, is amended to read:

On the first Tuesday of August ~~biennially on the even-numbered years~~ next prior to an election, the Passamaquoddy Tribe of Indians shall hold a caucus for the purpose of nominating candidates to be elected as provided in this section.

Sec. 4. 22 MRSA § 4831-A, 1st sentence, as enacted by PL 1973, c. 740, § 3, is amended to read:

The governors, lieutenant governors, representative to the Legislature and councillors of the Passamaquoddy Tribe of Indians shall hold office for ~~2~~ 4 years commencing on the first day of October ~~on the even-numbered years beginning October 1, 1968~~ following their election, or until their successors are elected.

STATEMENT OF FACT

This bill would establish 4-year terms of office for governors, lieutenant governors and representatives of the Passamaquoddy Tribe of Indians.

A 4-year term of office provides a greater continuity of term and permits these officials to perform more competently in office.