

MAINE STATE LEGISLATURE

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OF R.

STATE OF MAINE
SENATE (Filing No. S-103)
108TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to H.P. 1235, L.D. 1388, Bill, "AN ACT to Clarify the Marking of Ballots."

Amend the bill by striking out all of sections 1, 2, 3, 4 and 5.

Further amend the bill in section 7 by striking out all of paragraph E and inserting in its place the following:

'E. Fictitious or other names. If a voter writes in a write-in square a fictitious name, the name of a deceased person, or the name of a well-known person from outside the State who could not be a candidate for office, the vote for that office shall not be counted. A name written in/such a manner shall not be considered a distinguishing mark.'

Further amend the bill by striking out in section 9 everything after the amending clause and inserting in its place the following:

'4. Determination of choice possible. If a voter marks his ballot in a manner which differs from the instructions at the top of the ballot but in such a manner that it is possible to determine the voter's choice, then the vote for the office or question concerned shall be counted. A mark made on or in the square which differs from the instructions at the top of the ballot but which clearly indicates the voter's choice shall not be considered a distinguishing mark.'

Exceptions.

A. / When a voter has clearly manifested an intention to make a distinguishing mark, or to mark his ballot in a manner inconsistent with an honest purpose or to act in a fraudulent manner, then the ballot is void.'

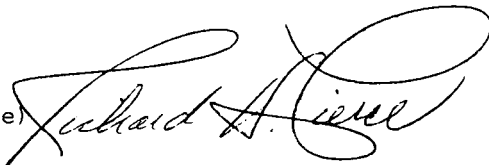
Further amend the bill by renumbering sections 6 through 9 to be sections 1 to 4 .

Statement of Fact

Sections 1 through 5 of the original legislation have been deleted as the problem those sections address is resolved by section 9, which now becomes section 4 of the bill. Section 7, which now becomes section 2, has been clarified by deleting the word "obviously." The other changes are only in form.

NAME:

(Pierce)



COUNTY: Kennebec

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April 29, 1977

(Filing No. S-103)