

# MAINE STATE LEGISLATURE

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L.D. 33

(Filing No. H-322 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
112TH LEGISLATURE  
FIRST REGULAR SESSION

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HOUSE AMENDMENT "*B*" to COMMITTEE AMENDMENT "A"  
to S.P. 32, L.D. 33, Bill, "AN ACT Relating to Absen-  
tee Voting."

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Amend the amendment in section 2 in subsection 1,  
paragraph A, by striking out all of subparagraphs (8)  
and (9) and inserting in their place the following:

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'(8) Communicated with someone as prohibited  
by section 754-A, subsection 1, paragraph B  
or subsection 3, paragraph B or D;

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(9) Did not have his ballot returned to the  
clerk by the time prescribed;

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(10) Voted using the name of another; or

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(11) Committed any other specified violation  
of this Title.'

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Further amend the amendment in section 12 in that  
part designated "§754-A." in subsection 2, in para-  
graph A, by striking out all of the 2nd underlined  
sentence (page 10, lines 6 to 12 in L.D.)

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Further amend the amendment in section 12 in that  
part designated "§754-A." in subsection 3, in para-  
graph B, by striking out all of the 2nd underlined  
sentence (page 11, lines 11 to 14 in L.D.)

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Further amend the amendment by striking out all of  
section 18 and inserting in its place the following:

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'Sec. 18. 21-A MRSA §791, sub-§1, ¶¶A and B, as  
enacted by PL 1985, c. 161, §6, are amended to read:

33

A. A person who has voted votes by absentee bal-

1 lot but who is present in the municipality and  
2 able to vote at the proper voting place on elec-  
3 tion day and fails to vote in person is guilty of  
4 a Class E crime, unless that person was engaged in  
5 registering voters for that election on election  
6 day at the office of the registrar or the board of  
7 registration working during the entire time the  
8 polls in his municipality were open and, as a re-  
9 sult, was unable to get to his voting place while  
10 the polls were open;

11 B. A municipal clerk who, when a person has voted  
12 by absentee ballot in the clerk's office presence  
13 under section 753, subsection 7, signs his name to  
14 an affidavit on the absentee ballot return enve-  
15 lope when the affidavit is not properly completed;  
16 or'

17 STATEMENT OF FACT

18 This amendment adds as a reason for challenging a  
19 voter or ballot that the person voted using the name  
20 of another person. This is a class D crime.

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 32, L.D. 33

1        This amendment removes the restrictions placed on  
2 candidates concerning serving as witnesses. Under  
3 this amendment, a candidate who is a notary or other  
4 official may serve as a single witness. If a candi-  
5 date is not a notary or other official, he may serve  
6 as one of 2 witnesses. This is treating the candidate  
7 the same as anyone else.

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Filed by Rep. Perry of Mexico  
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