

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 572

H.P. 427 House of Representatives, February 26, 1987
Reference to the Committee on Legal Affairs suggested and
ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative VOSE of Eastport.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 RESOLUTION, Proposing an Amendment
2 to the Constitution of Maine
3 Requiring Residency of Candidates 3 Months
4 Before Filing Deadline.
5

6 Constitutional amendment. RESOLVED: Two thirds
7 of each branch of the Legislature concurring, that
8 the following amendment to the Constitution of Maine
9 be proposed:

10 Constitution, Art. IV, Pt. First, §4 is amended
11 to read:

12 Section 4. Qualifications. No person shall be a
13 member of the House of Representatives, unless he
14 shall, at the commencement of the period for which he
15 is elected, have been 5 years a citizen of the United
16 States, have arrived at the age of 21 years, have

1 been a resident in this State one year; and for the 3
2 months next preceding the time of his election filing
3 of nomination papers, shall have been, and, during
4 the period for which he is elected, shall continue to
5 be a resident in the district which he represents.

6 Constitutional referendum procedure; form of
7 question; effective date. Resolved: That the city
8 aldermen, town selectmen and plantation assessors of
9 this State shall notify the inhabitants of their re-
10 spective cities, towns and plantations to meet, in
11 the manner prescribed by law for holding a statewide
12 election, at a statewide election, on the Tuesday
13 following the first Monday of November following the
14 passage of this resolution, to vote upon the ratifi-
15 cation of the amendment proposed in this resolution
16 by voting upon the following question:

17 "Shall a person be required to be a resi-
18 dent in the district, which he seeks to repre-
19 sent, for 3 months prior to the filing of his
20 nomination papers?"

21 The legal voters of each city, town and planta-
22 tion shall vote by ballot on this question, and shall
23 designate their choice by a cross or check mark
24 placed within the corresponding square below the word
25 "Yes" or "No." The ballots shall be received,
26 sorted, counted and declared in open ward, town and
27 plantation meetings and returns made to the Secretary
28 of State in the same manner as votes for members of
29 the Legislature. The Governor shall review the re-
30 turns and, if it appears that a majority of the legal
31 voters are in favor of the amendment, the Governor
32 shall proclaim that fact without delay and the amend-
33 ment shall become part of the Constitution on the
34 date of the proclamation.

35 Secretary of State shall prepare ballots. Re-
36 solved: That the Secretary of State shall prepare
37 and furnish to each city, town and plantation all
38 ballots, returns and copies of this resolution neces-
39 sary to carry out the purposes of this referendum.

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STATEMENT OF FACT

2 This constitutional amendment requires that a
3 person must reside in a district at least 3 months
4 before he files nomination papers to become a candi-
5 date for that district.

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