

MAINE STATE LEGISLATURE

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OK
P. OF S.

L.D. 506

(Filing No. S-136)

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STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 197, L.D. 506, Bill, "An Act Amending the Primary Election Law Requiring a Minimum Number of Votes"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'21-A MRSA §723, sub-§1, as amended by PL 1987, c. 146, is further amended to read:

1. Primary election. In a primary election, the person who receives a plurality of the votes cast for nomination to any office is nominated for that office ~~if his vote total equals or exceeds the minimum number of signatures needed to place his name on the primary ballot by petition,~~ except for write-in candidates under paragraph A.

A. A person who has not qualified as a candidate for nomination by primary election by filing a petition and consent under sections 335 and 336, but who fulfills the other qualifications under section 334, may be nominated at the primary election if he that person receives a number of valid write-in votes equal to at least twice the minimum number of signatures required under section 335, subsection 5, on a primary petition for a candidate for that office.

(1) The Secretary of State shall send notice of nomination to a write-in candidate by certified mail, return receipt requested. For purposes of this paragraph, the notice shall ~~be~~ is deemed given on the date the write-in candidate signs the receipt, or if the notice is undeliverable, the date the post office last attempts to deliver it. If the candidate fails to

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2 file a written acceptance with the Secretary of State
within 15 days after receiving the notice, he the
4 candidate is disqualified and his the candidate's name
shall may not be printed on the general election ballot.

6 B. The Secretary of State shall immediately certify by mail
the nomination of each person nominated by the primary
8 election.'

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12 STATEMENT OF FACT

14 This amendment provides that a person is nominated at a
primary election if the person receives a plurality of the votes,
16 regardless of whether that person is unopposed. This amendment
also applies this rule to candidates for all offices, not just
18 for the Legislature. The rule for write-in candidates is not
changed.

Reported by Senator Mills for the Committee on Legal Affairs.
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