

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

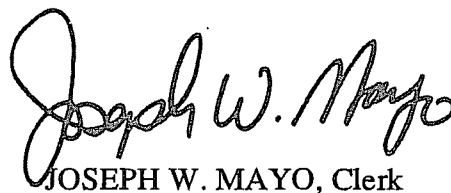
No. 646

H.P. 488

House of Representatives, February 23, 1993

An Act to Change the Time of the State Primary.

Reference to the Committee on Legal Affairs suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative QUINT of Paris.
Cosponsored by Senator HANLEY of Oxford and
Representatives: BENNETT of Norway, BRUNO of Raymond, CARON of Biddeford,
DEXTER of Kingfield, HILLOCK of Gorham, KUTASI of Bridgton, LEMONT of Kittery,
MICHAEL of Auburn, PLOURDE of Biddeford, TRUE of Fryeburg, Senators: BERUBE of
Androscoggin, CARPENTER of York.

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

2
4 Sec. 1. 21-A MRSA §334, as enacted by PL 1985, c. 161, §6, is amended to read:

6 **§334. Qualification of candidate for primary nomination**

8 A candidate for nomination by primary election must file a
10 primary petition and consent under sections 335 and 336. ~~He~~ The
12 candidate must be enrolled, on or before ~~April~~ July 1st, in the
14 party named in the petition and must be eligible to file a
petition as a candidate for nomination by primary election under
section 144, subsection 3. The registrar in the candidate's
municipality of residence must certify to that fact upon the
petition.

16 Sec. 2. 21-A MRSA §335, sub-§§6 and 8, as enacted by PL 1985,
18 c. 161, §6, are amended to read:

20 6. When signed. A petition may not be signed before
22 January April 1st of the election year in which it is to be used.

24 8. When filed. A primary petition must be filed in the
office of the Secretary of State before 5 p.m. on April July 1st
of the election year in which it is to be used.

26 Sec. 3. 21-A MRSA §339, as enacted by PL 1985, c. 161, §6, is
28 amended to read:

30 **§339. Time and nature of election**

32 The primary election shall must be held on the 2nd Tuesday
34 of June ~~September~~ of each general election year and is considered
to be a separate election for each party which that takes part in
it. This includes the duties of public officials in announcing
36 the election, providing forms and ballots, keeping records and
any other matter necessary to effect the purpose of a primary
38 election. A primary election shall must be conducted the same as
the general election, as nearly as practicable, for each party.

40 Sec. 4. 21-A MRSA §340, sub-§1, as enacted by PL 1987, c. 423,
42 §3, is amended to read:

44 1. Notice to Secretary of State. No later than February
46 May 1st of the election year, each political party eligible to
participate in a primary election shall notify the Secretary of
State of the enrollment qualifications, subject to the
48 restrictions in section 144, for voters eligible to vote in that
party's primary. If no notice is received by that date, only

2 voters enrolled in a political party may vote in that party's
primary.

4 Sec. 5. 21-A MRSA §354, sub-§6, as enacted by PL 1985, c. 161,
§6, is amended to read:

6
8 6. **When signed.** A nomination petition may not be signed
before ~~January~~ April 1st of the election year in which it is to
be used.

10
12
14 **STATEMENT OF FACT**

16 This bill changes the date of primary elections in Maine
from the 2nd Tuesday in June to the 2nd Tuesday in September.
18 The dates for signing and filing primary petitions are also
changed to maintain the same amount of time between the signing
and filing of the petition and the primary as under current law.

20 The bill also changes the date for signing nomination
22 petitions for unenrolled candidates to correspond with the dates
of signing petitions for enrolled candidates.