MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 698

S.P. 227

In Senate, February 25, 1993

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That Certain Officers Be Appointed by the Governor.

Reference to the Committee on State and Local Government suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator BUTLAND of Cumberland. Cosponsored by Senator: AMERO of Cumberland, Representatives: AIKMAN of Poland, AULT of Wayne.

	Constitutional amendment. RESOLVED: Two thirds of each
2	branch of the Legislature concurring, that the following amendment to the Constitution of Maine be proposed:
4	Sec. 1. Constitution, Art. V, Pt. Second, §1 is repealed and the
6	following enacted in its place:
8	Section 1. Appointment. The Secretary of State is appointed by the Governor, subject to confirmation by the Senate.
10	Sec. 2. Constitution, Art. V, Pt. Second, §1-A, as enacted by CR
12	1991, c. 3, is amended to read:
14	Section 1-A. Succession to the office of Secretary of
16	State. If a vacancy occurs in the office of the Secretary of State, the first deputy secretary of state shall act as the
18	Secretary of State until a Secretary of State is elected-by-the Legislature-during-the-current-session-if-in-session,-or-at-the
20	next-regular-er-special-sessien appointed by the Governor.
20	Sec. 3. Constitution, Art. V, Pt. Third, §1 is repealed and the
22	following enacted in its place:
24	Section 1. Appointment. The Treasurer of State is
26	appointed by the Governor, subject to confirmation by the Senate.
28	Sec. 4. Constitution, Art. V, Pt. Third, §1-A, as enacted by CR 1991, c. 3, is amended to read:
30	Section 1-A. Succession to the office of Treasurer. If a
32	vacancy occurs in the office of Treasurer of State, the deputy treasurer of state shall act as the Treasurer of State until a
	Treasurer of State is elected-by-the-Legislature-during-the
34	eurrent-session-if-in-session, or at the next regular or special session appointed by the Governor.
36	Son E. Constitution Aut IV S11 's second and the following
38	Sec. 5. Constitution, Art. IX, §11 is repealed and the following enacted in its place:
40	Section 11. Attorney General. The Attorney General is appointed by the Governor, subject to confirmation by the Senate.
42	appointed by the Governor, subject to confirmation by the Senate.
44	; and be it further
	Constitutional referendum procedure; form of question; effective
46	date. Resolved: That the municipal officers of this State shall notify the inhabitants of their respective cities, towns and
48	plantations to meet, in the manner prescribed by law for holding a statewide election, at a statewide election, on the Tuesday
50	following the first Monday of November following the passage of

28	STATEMENT OF FACT
26	
4	and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum.
24	Secretary of State shall prepare and furnish to each city, town
22	Secretary of State shall prepare ballots. Resolved: That the
20	it further
18	shall proclaim that fact without delay and the amendment becomes part of the Constitution on the date of the proclamation; and be
16	shall review the returns and, if it appears that a majority of the legal votes are cast in favor of the amendment, the Governor
_ -	manner as votes for members of the Legislature. The Governor
14	sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same
12	below the word "Yes" or "No." The ballots must be received,
10	by a cross or check mark placed within the corresponding square
10	The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice
8	
U	Treasurer of State and the Attorney General?"
6	by a resolution of the Legislature to provide for the appointment by the Governor of the Secretary of State, the
4	"Do you favor amending the Constitution of Maine as proposed
2	proposed in this resolution by voting upon the following question
	this resolution, to vote upon the ratification of the amendment

STATEMENT OF FACT

This resolution amends the Constitution of Maine to provide for the appointment by the Governor of the Secretary of State, the Treasurer of State and the Attorney General.

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