

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 400

S.P. 121

In Senate, January 23, 1997

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

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator HARRIMAN of Cumberland.
Cosponsored by Senator ABROMSON of Cumberland, Representatives: MAYO of Bath,
TRUE of Fryeburg.

2 **Constitutional Amendment. RESOLVED:** Two thirds of each
branch of the Legislature concurring, that the following
4 amendment to the Constitution of Maine be proposed:

6 **Sec. 1. Constitution, Art. V, Pt. Second, §1** is repealed and the
following enacted in its place:

8 Section 1. Appointment. The Secretary of State is
10 appointed by the Governor, subject to confirmation by the Senate
and the House of Representatives.

12 **Sec. 2. Constitution, Art. V, Pt. Third, §1** is repealed and the
following enacted in its place:

14 Section 1. Appointment. The Treasurer of State is
16 appointed by the Governor, subject to confirmation by the Senate
and the House of Representatives.

18 **Sec. 3. Constitution, Art. IX, §11** is repealed and the following
20 enacted in its place:

22 Section 11. Attorney General. The Attorney General is
24 appointed by the Governor, subject to confirmation by the Senate
and the House of Representatives.

26 ; and be it further

28 **Constitutional referendum procedure; form of question; effective**
date. Resolved: That the municipal officers of this State shall
30 notify the inhabitants of their respective cities, towns and
plantations to meet, in the manner prescribed by law for holding
32 a statewide election, at a statewide election, on the Tuesday
following the first Monday of November following the passage of
34 this resolution, to vote upon the ratification of the amendment
proposed in this resolution by voting upon the following question:

36 "Shall the Constitution of Maine be amended to provide for
38 the appointment by the Governor of the Secretary of State,
the Treasurer of State and the Attorney General?"

40 The legal voters of each city, town and plantation shall
42 vote by ballot on this question, and shall designate their choice
by a cross or check mark placed within the corresponding square
44 below the word "Yes" or "No." The ballots must be received,
sorted, counted and declared in open ward, town and plantation
46 meetings and returns made to the Secretary of State in the same
manner as votes for members of the Legislature. The Governor
48 shall review the returns and, if it appears that a majority of
the legal votes are cast in favor of the amendment, the Governor

