

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)

DATE: 5-1-03

(Filing No. S-96)

LEGAL AND VETERANS AFFAIRS

Reported by: Minority

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 44, L.D. 121, Bill, "An Act to Amend the Laws Governing Push Polling"

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

Sec. 1. 21-A MRSA §1014-B, sub-§1, as enacted by PL 2001, c. 416, §1, is amended to read:

1. Push poll defined. For purposes of this section, "push poll" means any paid telephone survey or series of telephone surveys that are similar in nature that reference a candidate or group of candidates other than in a basic preference question, and when each of the following are part of the poll:

A. A list or directory is used, exclusively or in part, to select respondents belonging to a particular subset or combination of subsets of the population, based on demographic or political characteristics such as race, sex, age, ethnicity, party affiliation or like characteristics;

B. The survey fails to make demographic inquiries on factors such as age, household income or status as a likely voter sufficient to allow for the tabulation of results based on a relevant subset of the population consistent with standard polling industry practices;

C. The pollster or polling organization does not collect or tabulate survey results; and

COMMITTEE AMENDMENT

2 D. ~~The survey prefaces a question regarding support for a~~
3 ~~candidate on the basis of an untrue statement; and~~ Either
4 of the following:

6 (1) The survey prefaces a question regarding support
7 for a candidate on the basis of an untrue statement; or

8 (2) The survey is primarily for the purpose of
9 suppressing or changing the voting position of the call
10 recipient.

12 ~~E. The survey is primarily for the purpose of suppressing~~
13 ~~or changing the voting position of the call recipient.~~

14 "Push poll" does not include any survey supporting a particular
15 candidate that fails to reference another candidate or candidates
16 other than in a basic preference question.
17

20 **SUMMARY**

22 This amendment replaces the bill. It amends the definition
23 of a push poll to define a push poll as including either a
24 question regarding support for a candidate on the basis of an
25 untrue statement or that the primary purpose of the survey is to
26 suppress or change the voting position of the call recipient.
27
28