

# MAINE STATE LEGISLATURE

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1  
2 Date: 6/13/07

L.D. 27  
(Filing No. H-568)

3 LEGAL AND VETERANS AFFAIRS

4 Reproduced and distributed under the direction of the Clerk of the House.

5 STATE OF MAINE  
6 HOUSE OF REPRESENTATIVES  
7 123RD LEGISLATURE  
8 FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 29, L.D. 27, Bill, "An Act To Clarify  
10 Election Laws Concerning Election Clerks' Qualifications"

11 Amend the bill by inserting after the title and before the emergency preamble the  
12 following:

13 'Mandate preamble. This measure requires one or more local units of government  
14 to expand or modify activities so as to necessitate additional expenditures from local  
15 revenues but does not provide funding for at least 90% of those expenditures. Pursuant to  
16 the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to  
17 each House have determined it necessary to enact this measure.'

18 Amend the bill by striking out everything after the enacting clause and before the  
19 emergency clause and inserting the following:

20 'Sec. 1. 21-A MRSA §503, sub-§1, as repealed and replaced by PL 1995, c. 459,  
21 §33, is amended to read:

22 1. **Qualifications; appointment; compensation.** Election clerks must be at least 18  
23 years of age, registered to vote and ~~a resident~~ residents of the municipality, except that, if  
24 the municipal officers, after providing timely notice to state and local chairs of political  
25 parties of the lack of available election clerks, are unable to appoint a sufficient number  
26 of election clerks who are residents of the municipality, the municipal clerk may appoint  
27 election clerks who are not residents of the municipality but who are residents of the  
28 county and are otherwise qualified to fill the vacancies. The municipal officers of each  
29 municipality shall appoint election clerks no later than May 1st of each general election  
30 year to serve at each voting place during the time the polls are open and as counters after  
31 the polls close. A list of the election clerks appointed ~~by the municipal officers~~ under this  
32 subsection must be posted at each voting place. Election clerks are entitled to a  
33 reasonable compensation as determined by the municipal officers.

34 Sec. 2. 21-A MRSA §503, sub-§2, as amended by PL 2003, c. 584, §4, is further  
35 amended to read:

**COMMITTEE AMENDMENT**



11. 11. 11.

COMMITTEE AMENDMENT "A" to H.P. 29, L.D. 27

1 amendment requires the municipal clerk to provide a written statement when a registered  
2 voter changes party enrollment status in order to be available to serve as an election clerk  
3 to maintain a balance between the major political parties and that election clerk  
4 participates in the counting of ballots. That form must be filed with tabulation results  
5 sent to the Secretary of State and attached to the sorted group of ballots counted by an  
6 election clerk who conducted the count on those ballots. This amendment also requires  
7 the Secretary of State to report how many forms regarding election clerks who changed  
8 party enrollment status were submitted.

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10

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 27

LR 874(02)

**An Act To Clarify Election Laws Concerning Election Clerks' Qualifications**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Legal and Veterans Affairs**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund