

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 587

H.P. 425

House of Representatives, February 17, 2009

An Act To Allow a Board of Selectmen To Fill a Vacancy on That Board

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative ROBINSON of Raymond.
Cosponsored by Senator DIAMOND of Cumberland and
Representatives: BEAUDETTE of Biddeford, CEBRA of Naples, COTTA of China, CRAY of
Palmyra, KNAPP of Gorham, MILLETT of Waterford, SARTY of Denmark, WEAVER of
York.

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

2 **Sec. 1. 30-A MRSA §2602, sub-§3**, as amended by PL 1991, c. 270, §3, is
3 further amended to read:

4 **3. Vacancy in office of selectman.** When there is a vacancy in the office of
5 selectman, the selectmen ~~may~~ shall determine whether to call a town meeting to elect or
6 by majority vote appoint a qualified person to fill the vacancy if the vacancy occurs more
7 than 60 days before the regularly scheduled annual meeting of the town. If the vacancy
8 occurs within 60 days before the next regularly scheduled annual meeting, then the
9 selectmen shall provide for the vacancy to be filled by election at the town meeting.

10 **SUMMARY**

11 This bill amends the law to permit a board of selectmen to determine whether to fill a
12 vacancy on the board by appointment rather than requiring the board to call a town
13 meeting for that purpose if the vacancy occurs more than 60 days before the regularly
14 scheduled annual meeting of the town. If the vacancy occurs within 60 days of the next
15 annual meeting, the selectmen shall provide for the vacancy to be filled by election at the
16 annual meeting.