

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 804

H.P. 599

House of Representatives, March 1, 2011

**RESOLUTION, Proposing an Amendment to the Constitution of
Maine To Establish a Unicameral Legislature**

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative VALENTINO of Saco.

Cosponsored by Representatives: HARVELL of Farmington, HAYES of Buckfield, LIBBY of Waterboro, PARRY of Arundel, ROSEN of Bucksport, Senator: JACKSON of Aroostook.

1 **Constitutional amendment. Resolved:** Two thirds of each branch of the
2 Legislature concurring, that the following amendment to the Constitution of Maine be
3 proposed:

4 **Constitution, Art. II, §1, first ¶** is amended to read:

5 **Section 1. Qualifications of electors; written ballot; military service**
6 **members; students.** Every citizen of the United States of the age of 18 years and
7 upwards, excepting persons under guardianship for reasons of mental illness, having his
8 or her residence established in this State, shall be an elector for Governor, ~~Senators and~~
9 ~~Representatives,~~ members of the Legislature in the city, town or plantation where his or
10 her residence has been established, if he or she continues to reside in this State; and the
11 elections shall be by written ballot. But persons in the military, naval or marine service
12 of the United States, or this State, shall not be considered as having obtained such
13 established residence by being stationed in any garrison, barrack or military place, in any
14 city, town or plantation; nor shall the residence of a student at any seminary of learning
15 entitle the student to the right of suffrage in the city, town or plantation where such
16 seminary is established. No person, however, shall be deemed to have lost residence by
17 reason of the person's absence from the ~~state~~ State in the military service of the United
18 States, or of this State.

19 **Constitution, Art. II, §4** is amended to read:

20 **Section 4. Time of state election; absentee voting.** The election of ~~Senators~~
21 ~~and Representatives~~ members of the Legislature shall be on the Tuesday following the
22 first Monday of November biennially forever and the election of Governor shall be on the
23 Tuesday following the first Monday of November every 4 years. The Legislature under
24 proper enactment shall authorize and provide for voting by citizens of the State absent
25 therefrom in the Armed Forces of the United States or of this State and for voting by
26 other citizens absent or physically incapacitated for reasons deemed sufficient.

27 **Constitution, Art. IV, Pt. First, §9** is enacted to read:

28 **Section 9. Operation of Part.** The provisions of this Part that conflict with
29 Article IV, Part Fourth are of no effect and this Part is repealed upon the convening of the
30 Legislature in December 2016.

31 **Constitution, Art. IV, Pt. Second, §9** is enacted to read:

32 **Section 9. Operation of Part.** The provisions of this Part that conflict with
33 Article IV, Part Fourth are of no effect and this Part is repealed upon the convening of the
34 Legislature in December 2016.

35 **Constitution, Art. IV, Pt. Third, §§1 to 7** are amended to read:

36 **Section 1. To meet annually; power of Legislature to convene itself at**
37 **other times; extent of legislative power.** The Legislature shall convene on the first
38 Wednesday of December following the general election in what shall be designated the

1 first regular session of the Legislature; and shall further convene on the first Wednesday
2 after the first Tuesday of January in the subsequent even-numbered year in what shall be
3 designated the second regular session of the Legislature; provided, however, that the
4 business of the second regular session of the Legislature shall be limited to budgetary
5 matters; legislation in the Governor's call; legislation of an emergency nature admitted by
6 the Legislature; legislation referred to committees for study and report by the Legislature
7 in the first regular session; and legislation presented to the Legislature by written petition
8 of the electors under the provisions of Article IV, Part Third, Section 18. The Legislature
9 shall enact appropriate statutory limits on the length of the first regular session and of the
10 second regular session. The Before December 7, 2016, the Legislature may convene at
11 such other times on the call of the President of the Senate and Speaker of the House, with
12 the consent of a majority of the Members of the Legislature of each political party, all
13 Members of the Legislature having been first polled. On and after December 7, 2016, the
14 Legislature may convene at such other times on the call of the Presiding Officer of the
15 Legislature, with the consent of a majority of the Senators of each political party, all
16 Senators having been first polled. The Legislature, with the exceptions hereinafter stated,
17 shall have full power to make and establish all reasonable laws and regulations for the
18 defense and benefit of the people of this State, not repugnant to this Constitution, nor to
19 that of the United States.

20 **Section 1-A. Legislature to establish apportionment commission; number**
21 **of quorum; compensation of commission members; commission's budget;**
22 **division among political parties.** A Legislature which is required to apportion the
23 districts of the House of Representatives or the Senate, or both, under Article IV, Part
24 First, Section 2, or Article IV, Part Second, Section 2, shall establish, within the first 3
25 calendar days after the convening of that Legislature, a commission to develop in
26 accordance with the requirements of this Constitution, a plan for apportioning the House
27 of Representatives, the Senate, or both.

28 The commission shall be composed of 3 members from the political party holding the
29 largest number of seats in the House of Representatives, who shall be appointed by the
30 Speaker; 3 members from the political party holding the majority of the remainder of the
31 seats in the House of Representatives, who shall be appointed by the floor leader of that
32 party in the House; 2 members of the party holding the largest number of seats in the
33 Senate, who shall be appointed by the President of the Senate; 2 members of the political
34 party holding the majority of the remainder of the seats in the Senate, to be appointed by
35 the floor leader of that party in the Senate; the chairperson of each of the 2 major political
36 parties in the State or their designated representatives; and 3 members from the public
37 generally, one to be selected by each group of members of the commission representing
38 the same political party, and the third to be selected by the other 2 public members. The
39 Speaker of the House shall be responsible for organizing the commission and shall be
40 chairperson pro tempore thereof until a permanent chairperson is selected by the
41 commission members from among their own number. No action may be taken without a
42 quorum of 8 being present. The commission shall hold public hearings on any plan for
43 apportionment prior to submitting such plan to the Legislature.

44 Public members of the commission shall receive the same rate of per diem that is paid
45 to Legislators for every day's attendance at special sessions of the Legislature as defined

1 by law. All members of the commission shall be reimbursed for actual travel expenses
2 incurred in carrying out the business of the commission. The Legislature which is
3 required to apportion shall establish a budget for the apportioning commission within the
4 state budget document in the fiscal year previous to the fiscal year during which the
5 apportioning commission is required to convene and shall appropriate sufficient funds for
6 the commission to satisfactorily perform its duties and responsibilities. The budget shall
7 include sufficient funds to compensate the chairperson of the commission and the
8 chairperson's staff. The remainder of the appropriation shall be made available equally
9 among the political parties represented on the commission to provide travel expenses,
10 incidental expenses and compensation for commission members and for partisan staff and
11 operations. This section does not apply on or after December 7, 2016.

12 **Section 2. Bills to be signed by the Governor; proceedings, in case the**
13 **Governor disapproves; allowing the Governor 10 days to act on legislation.**

14 Every bill or resolution, having the force of law, to which the ~~concurrence of both Houses~~
15 ~~may be~~ approval of the Legislature is necessary, except on a question of adjournment,
16 which shall have passed both Houses before December 7, 2016, or the Legislature on or
17 after December 7, 2016, shall be presented to the Governor, and if the Governor
18 approves, the Governor shall sign it; with respect to a bill or resolution that passes before
19 December 7, 2016, if the Governor does not approve and sign the bill or resolution, the
20 Governor shall return it with objections to the House in which it shall have originated,
21 which shall enter the objections at large on its journals, and proceed to reconsider it. If
22 after such reconsideration, 2/3 of that House shall agree to pass it, it shall be sent together
23 with the objections, to the other House, by which it shall be reconsidered, and, if
24 approved by 2/3 of that House, it shall have the same effect as if it had been signed by the
25 Governor; but in all such cases, the votes of both Houses shall be taken by yeas and nays,
26 and the names of the persons, voting for and against the bill or resolution, shall be entered
27 on the journals of both Houses respectively. With respect to a bill or resolution that
28 passes on or after December 7, 2016, if the Governor does not approve and sign the bill
29 or resolution, the Governor shall return it with objections to the Legislature, which shall
30 enter the objections at large on its journal and proceed to reconsider it. If, after
31 reconsideration, 2/3 of the Legislature agrees to pass it, it has the same effect as if it had
32 been signed by the Governor; but in all such cases, the votes of the Legislature must be
33 taken by yeas and nays and the names of the persons voting for and against the bill or
34 resolution must be entered on the journal. If the bill or resolution shall not be returned by
35 the Governor within 10 days (Sundays excepted) after it shall have been presented to the
36 Governor, it shall have the same force and effect as if the Governor had signed it unless
37 the Legislature by their adjournment prevent its return, in which case it shall have such
38 force and effect, unless returned within 3 days after the next meeting of the same
39 Legislature which enacted the bill or resolution; if there is no such next meeting of the
40 Legislature which enacted the bill or resolution, the bill or resolution shall not be a law.

41 **Section 2-A. Line-item veto of dollar amounts appearing in**
42 **appropriation or allocation sections of legislative documents.**

43 The Governor has power to disapprove any dollar amount appearing in an appropriation section or
44 allocation section, or both, of an enacted legislative document. Unless the Governor
45 exercises the line-item veto power authorized in this section no later than one day after
46 receiving for signature the enacted legislation, the powers of the Governor as set out in

1 section 2 apply to the entire enacted legislation. For any disapproved dollar amount, the
2 Governor shall replace the dollar amount with one that does not result in an increase in an
3 appropriation or allocation or a decrease in a deappropriation or deallocation. When
4 disapproving a dollar amount pursuant to this section, the Governor may not propose an
5 increase in an appropriation or allocation elsewhere in the legislative document. The
6 Governor shall specify the distinct dollar amounts that are revised, and the part or parts of
7 the legislative document not specifically revised become law. The dollar amounts in an
8 appropriation or allocation that have been disapproved become law as revised by the
9 Governor, unless passed over the Governor's veto by the Legislature as the dollar
10 amounts originally appeared in the enacted bill as presented to the Governor; except that,
11 notwithstanding any other provision of this Constitution for dollar amounts vetoed
12 pursuant to this section, before December 7, 2016 a majority of all the elected members
13 in each House is sufficient to override the veto and on or after December 7, 2016 a
14 majority of all the elected Senators is sufficient to override the veto, and each dollar
15 amount vetoed must be voted on separately to override the veto. Except as provided in
16 this section, the Governor may not disapprove, omit or modify any language allocated to
17 the statutes or appearing in an unallocated section of law.

18 **Section 3. Legislature the judge of its elections; majority, a quorum.** ~~Each~~ Before December 7, 2016, each House shall be and, on or after December 7, 2016, the
19 Legislature is the judge of the elections and qualifications of its own members, and a
20 majority shall constitute a quorum to do business; but a smaller number may adjourn
21 from day to day, and may compel the attendance of absent members, in such manner and
22 under such penalties as, before December 7, 2016, each House and, on or after December
23 7, 2016, the Legislature shall provide.

24 **Section 4. May punish and expel members.** ~~Each~~ Before December 7, 2016,
25 each House and, on or after December 7, 2016, the Legislature may determine the rules of
26 its proceedings, punish its members for disorderly behavior, and, with the concurrence of
27 2/3, expel a member, but not a 2nd time for the same cause.

28 **Section 5. Shall keep a journal; yeas and nays.** ~~Each~~ Before December 7,
29 2016, each House and, on or after December 7, 2016, the Legislature shall keep a journal,
30 and from time to time publish its proceedings, except such parts as in their judgment may
31 require secrecy; and the yeas and nays of the members of, before December 7, 2016,
32 either House and, on or after December 7, 2016, the Legislature on any question, shall, at
33 the desire of 1/5 of those present, be entered on the ~~journals~~ journal.

34 **Section 6. May punish for contempt.** ~~Each~~ Before December 7, 2016, each
35 House and, on or after December 7, 2016, the Legislature, during its session, may punish
36 by imprisonment any person, not a member, for disrespectful or disorderly behavior in its
37 presence, for obstructing any of its proceedings, threatening, assaulting or abusing any of
38 its members for anything said, done, or doing in, before December 7, 2016, either House
39 and, on or after December 7, 2016, the Legislature; provided, that no imprisonment shall
40 extend beyond the period of the same session.

41 **Section 7. Compensation; traveling expenses.** This section applies to
42 compensation and expenses before December 7, 2016. The Senators and Representatives
43

1 shall receive such compensation, as shall be established by law; but no law increasing
2 their compensation shall take effect during the existence of the Legislature, which
3 enacted it. The expenses of the members of the House of Representatives in traveling to
4 the Legislature, and returning therefrom, once in each week of each session and no more,
5 shall be paid by the State out of the public treasury to every member, who shall
6 seasonably attend, in the judgment of the House, and does not depart therefrom without
7 leave.

8 **Constitution, Art. IV, Pt. Third, §7-A** is enacted to read:

9 **Section 7-A. Compensation; traveling expenses.** This section applies to
10 compensation and expenses on or after December 7, 2016. The Senators are entitled to
11 receive such compensation as is established by law; but no law increasing their
12 compensation may take effect during the existence of the Legislature that enacted it. The
13 expenses of the Senators in traveling to the Legislature, and returning from the
14 Legislature, once in each week of each session and no more, must be paid by the State out
15 of the public treasury to every Senator, who shall seasonably attend, in the judgment of
16 the Legislature, and does not depart from the Legislature without leave.

17 **Constitution, Art. IV, Pt. Third, §8** is amended to read:

18 **Section 8. Members exempt from arrest; freedom of debate.** This section
19 applies before December 7, 2016. The Senators and Representatives shall, in all cases
20 except treason, felony or breach of the peace, be privileged from arrest during their
21 attendance at, going to, and returning from each session of the Legislature, and no
22 member shall be liable to answer for anything spoken in debate in either House, in any
23 court or place elsewhere.

24 **Constitution, Art. IV, Pt. Third, §8-A** is enacted to read:

25 **Section 8-A. Senators exempt from arrest; freedom of debate.** This section
26 applies on or after December 7, 2016. The Senators are, in all cases except treason, felony
27 or breach of the peace, privileged from arrest during their attendance at, going to, and
28 returning from each session of the Legislature, and no Senator is liable to answer for
29 anything spoken in debate in the Legislature, in any court or place elsewhere.

30 **Constitution, Art. IV, Pt. Third, §9** is amended by adding at the end a new
31 paragraph to read:

32 This section does not apply on or after December 7, 2016.

33 **Constitution, Art. IV, Pt. Third, §10** is amended to read:

34 **Section 10. Members not to be appointed to certain offices.** This section
35 applies before December 7, 2016. No Senator or Representative shall, during the term for
36 which the Senator or Representative shall have been elected, be appointed to any civil
37 office of profit under this State, which requires the approval of the Legislature for
38 appointment or which shall have been created, or the emoluments of which increased
39 during such term, except such offices as may be filled by elections by the people.

1 **Constitution, Art. IV, Pt. Third, §10-A** is enacted to read:

2 **Section 10-A. Senators not to be appointed to certain offices.** This section
3 applies on or after December 7, 2016. No Senator may, during the term for which the
4 Senator has been elected, be appointed to any civil office of profit under this State that
5 requires the approval of the Legislature for appointment or that has been created, or the
6 emoluments of which increased during that term, except such offices as may be filled by
7 elections by the people.

8 **Constitution, Art. IV, Pt. Third, §12** is amended to read:

9 **Section 12. Adjournments.** ~~Neither~~ Before December 7, 2016, neither House
10 shall during the session, without the consent of the other, adjourn for more than 2 days,
11 nor to any other place than that in which the Houses shall be sitting and, on or after
12 December 7, 2016, the Legislature may not adjourn for more than 2 days, nor to any other
13 place than that in which the Legislature is sitting.

14 **Constitution, Art. IV, Pt. Third, §§15 and 16** are amended to read:

15 **Section 15. Constitutional conventions.** The Legislature shall, by a 2/3
16 concurrent vote of both branches or, on or after December 7, 2016, by a 2/3 vote of the
17 Legislature, have the power to call constitutional conventions, for the purpose of
18 amending this Constitution.

19 **Section 16. Acts become effective in 90 days after recess; exception;**
20 **emergency bill defined.** No Act or ~~joint~~ resolution of the Legislature, except such
21 orders or resolutions as pertain solely to facilitating the performance of the business of
22 the Legislature, ~~of either branch,~~ or of any committee or officer thereof, or appropriate
23 money therefor or for the payment of salaries fixed by law, shall take effect until 90 days
24 after the recess of the session of the Legislature in which it was passed, unless in case of
25 emergency, which with the facts constituting the emergency shall be expressed in the
26 preamble of the Act, the Legislature shall, by a vote of 2/3 of all the members elected to
27 each House or, on or after December 7, 2016, by a 2/3 vote of those elected to the
28 Legislature, otherwise direct. An emergency bill shall include only such measures as are
29 immediately necessary for the preservation of the public peace, health or safety; and shall
30 not include (1) an infringement of the right of home rule for municipalities, (2) a
31 franchise or a license to a corporation or an individual to extend longer than one year, or
32 (3) provision for the sale or purchase or renting for more than 5 years of real estate.

33 **Constitution, Art. IV, Pt. Third, §18, sub-§1,** as amended by CR 2005, c. 2, is
34 further amended to read:

35 **1. Petition procedure.** The electors may propose to the Legislature for its
36 consideration any bill, resolve or resolution, including bills to amend or repeal emergency
37 legislation but not an amendment of the State Constitution, by written petition addressed
38 to the Legislature or, before December 7, 2016, to either branch thereof and filed in the
39 office of the Secretary of State by the hour of 5:00 p.m., on or before the 50th day after
40 the date of convening of the Legislature in first regular session or on or before the 25th

1 day after the date of convening of the Legislature in second regular session, except that
2 the written petition may not be filed in the office of the Secretary of State later than 18
3 months after the date the petition form was furnished or approved by the Secretary of
4 State. If the applicable deadline falls on a Saturday, Sunday, or legal holiday, the period
5 runs until the hour of 5:00 p.m., of the next day which is not a Saturday, Sunday, or legal
6 holiday.

7 **Constitution, Art. IV, Pt. Fourth** is enacted to read:

8 **Article IV**

9 **Part Fourth**

10 **Unicameral Legislature**

11 **Section 1. Legislative department; style of acts.** Notwithstanding Part First
12 and Part Second, beginning with the first regular session of the Legislature that convenes
13 in December 2016, the legislative authority of the State is vested in a Legislature
14 consisting of one chamber, but the people reserve to themselves power to propose laws
15 and enact or reject the same at the polls independent of the Legislature and reserve the
16 power to approve or reject at the polls any act, bill, resolve or resolution proposed by the
17 Legislature and the style of the laws and acts must be "Be it enacted by the People of the
18 State of Maine." All authority vested by this Constitution or laws of the State in the
19 Senate, House of Representatives or joint session of those Houses, insofar as applicable,
20 is vested in the one-chamber Legislature. All provisions in the laws of the State relating
21 to the Legislature, the Senate and House of Representatives, joint sessions of the Senate
22 and House of Representatives, Senators or members of the House of Representatives,
23 insofar as such provisions are applicable, apply to and mean the one-chamber Legislature
24 established by this section. All references to Clerk of the House of Representatives or
25 Secretary of the Senate mean, when applicable, Clerk of the Legislature. All references
26 to the Speaker of the House of Representatives or President of the Senate mean the
27 Presiding Officer of the Legislature. When any provision of this Constitution or the law
28 requires the submission of any matter to or action by the House of Representatives, the
29 Senate or joint session of those Houses, or the members of either body or both, on or after
30 December 7, 2016, that provision is amended to mean and must be construed to refer to
31 the one-chamber Legislature.

32 At the beginning of each first regular session, the Legislature shall elect from its
33 membership a presiding officer.

34 **Section 2. Number of members.** The Legislature consists of 151 Senators who
35 are elected by the qualified electors and serve terms of 2 years from the day next
36 preceding the first Wednesday in December following a general election. The Legislature
37 that convenes in the year 2013 and every 10th year thereafter shall cause the State to be
38 divided into districts for the choice of one Senator for each district. The number of
39 Senators must be divided into the number of inhabitants of the State exclusive of
40 foreigners not naturalized according to the latest Federal Decennial Census or a state
41 census previously ordered by the Legislature to coincide with the Federal Decennial
42 Census to determine a median population figure for each member district. Each member

1 district must be formed of continuous and compact territory and cross political
2 subdivision lines the least number of times necessary to establish as nearly as practicable
3 equally populated districts. If the population of a municipality entitles it to more than one
4 district, all whole districts must be drawn within municipal boundaries. Any population
5 remainder within the municipality must be included in a district drawn to cross the
6 municipal boundary, provided that the population remainder of the municipality is
7 contiguous to another municipality or municipalities included in the district.

8 **Section 3. Legislature to establish apportionment commission; number of**
9 **quorum; compensation of commission members; commission's budget;**
10 **division among political parties.** A Legislature that is required to apportion the
11 districts of the Legislature under Article IV, Part Fourth, Section 2 shall establish, within
12 the first 3 calendar days after the convening of that Legislature, a commission to develop
13 a plan for apportioning the Legislature in accordance with the requirements of this
14 Constitution.

15 Except for the commission established by the Legislature that convenes in 2013, the
16 commission is composed of 5 Senators from the political party holding the largest
17 number of seats in the Legislature, who are appointed by the Presiding Officer of the
18 Legislature; 5 Senators from the political party holding the majority of the remainder of
19 the seats in the Legislature, who are appointed by the floor leader of that party in the
20 Legislature; the chair of each of the 2 major political parties in the State or their
21 designated representatives; and 3 members from the public generally, one selected by
22 each group of members of the commission representing the same political party and the
23 3rd selected by the other 2 public members. For the commission established by the
24 Legislature that convenes in 2013, the commission is composed of 3 members from the
25 political party holding the largest number of seats in the House of Representatives, who
26 are appointed by the Speaker; 3 members from the political party holding the majority of
27 the remainder of the seats in the House of Representatives, who are appointed by the floor
28 leader of that party in the House; 2 members of the party holding the largest number of
29 seats in the Senate, who are appointed by the President of the Senate; 2 members of the
30 political party holding the majority of the remainder of the seats in the Senate, to be
31 appointed by the floor leader of that party in the Senate; the chair of each of the 2 major
32 political parties in the State or their designated representatives; and 3 members from the
33 public generally, one to be selected by each group of members of the commission
34 representing the same political party, and the 3rd to be selected by the other 2 public
35 members. The Presiding Officer of the Legislature is responsible for organizing the
36 commission and is chair pro tempore until a permanent chair is selected by the
37 commission members from among their own number, except that for the Legislature that
38 convenes in 2013, the Speaker of the House has these responsibilities. An action may not
39 be taken without a quorum of 8 being present. The commission shall hold public hearings
40 on any plan for apportionment prior to submitting such a plan to the Legislature.

41 Public members of the commission are entitled to the same rate of per diem that is
42 paid to Senators for every day's attendance at special sessions of the Legislature as
43 defined by law. All members of the commission are reimbursed for actual travel expenses
44 incurred in carrying out the business of the commission. The Legislature that is required
45 to apportion shall establish a budget for the apportioning commission within the state

1 budget document in the fiscal year previous to the fiscal year during which the
2 apportioning commission is required to convene and shall appropriate sufficient funds for
3 the commission to satisfactorily perform its duties and responsibilities. The budget must
4 include sufficient funds to compensate the chair of the commission and the chair's staff.
5 The remainder of the appropriation must be made available equally among the political
6 parties represented on the commission to provide travel expenses, incidental expenses and
7 compensation for commission members and for partisan staff and operations.

8 **Section 4. Submission of reapportionment plan to Clerk of the**
9 **Legislature; Legislature's action on commission's plan.** Except for the
10 commission established by the Legislature that convenes in 2013, the apportionment plan
11 of the commission established under Article IV, Part Fourth, Section 3 must be submitted
12 to the Clerk of the Legislature no later than 120 calendar days after the convening of the
13 Legislature in which apportionment is required. In the preparation of legislation
14 implementing the plan, the commission, following a unanimous decision by commission
15 members, may adjust errors and inconsistencies in accordance with the standards set forth
16 in this Constitution, as long as substantive changes are not made. The Legislature shall
17 enact the submitted plan of the commission or a plan of its own by a vote of 2/3 of the
18 Senators within 30 calendar days after the plan of the commission is submitted. Such
19 action is subject to the Governor's approval as provided in Article IV, Part Third, Section
20 2.

21 In the event that the Legislature fails to make an apportionment within 130 calendar
22 days after convening, the Supreme Judicial Court, within 60 days following the period in
23 which the Legislature is required to act but fails to do so, shall make the apportionment.
24 In making such an apportionment, the Supreme Judicial Court shall take into
25 consideration plans and briefs filed by the public with the court during the first 30 days of
26 the period in which the court is required to apportion.

27 The Supreme Judicial Court has original jurisdiction to hear any challenge to an
28 apportionment law enacted by the Legislature, as registered by any citizen or group of
29 citizens. If any challenge is sustained, the Supreme Judicial Court shall make the
30 apportionment.

31 **Section 5. Residency requirement; age.** A person may not be a Senator unless
32 the person at the commencement of the period for which the person is elected has been 5
33 years a citizen of the United States, has reached the age of 21 years, has been a resident in
34 this State one year and for the 3 months next preceding the time of the person's election
35 has been and, during the period for which elected, continues to be a resident in the district
36 that the person represents.

37 A person may not be a candidate for election as a Senator unless, at the time of the
38 nomination for placement on the primary, general or special election ballot, that person is
39 a resident in the district that the candidate seeks to represent.

40 **Section 6. Election of Senator; lists of votes delivered immediately; lists**
41 **of votes examined by Governor; summons of persons who appear to be**
42 **elected; lists laid before the Legislature.** The meetings within this State for the

1 choice of a Senator must be warned in due course of law by qualified officials of the
2 several towns and cities 7 days at least before the election and the election officials of the
3 various towns and cities shall preside impartially at these meetings, receive the votes of
4 all the qualified electors and sort, count and declare them in open meeting. A list of the
5 persons voted for must be prepared with the number of votes for each person against that
6 person's name. Cities and towns belonging to any legislative district shall hold their
7 meetings at the same time in the respective cities and towns and the meetings must be
8 announced, held and regulated and the votes received, sorted, counted and declared in the
9 same manner. Fair copies of the lists of votes must be attested by the municipal officers
10 and the clerks of the cities and towns and the city and town clerks respectively shall
11 deliver those copies into the office of the Secretary of State immediately. The Governor
12 shall examine the returned copies of the lists and, 7 days before the first Wednesday of
13 December biennially, shall issue a summons to the persons who appear to have been
14 elected by a plurality of all votes returned to attend and take their seats. All the lists must
15 be laid before the Legislature on the first Wednesday of December biennially and the
16 Legislature shall finally determine who is elected.

17 **Section 7. To choose own officers; power of impeachment.** The Legislature
18 shall choose its own clerk and other officers and has the power to try all impeachments
19 and, when sitting for that purpose, must be on oath or affirmation, and a person may not
20 be convicted without the concurrence of 2/3 of the members present. The judgment of the
21 members, however, may not extend farther than removal from office and disqualification
22 to hold or enjoy any office of honor, trust or profit in this State. The party, whether
23 convicted or acquitted, is nevertheless liable to indictment, trial, judgment and
24 punishment according to law.

25 **Section 8. Vacancies.** Whenever the seat of a Senator is vacated by death,
26 resignation or otherwise, the vacancy may be filled by a new election, except that if there
27 are 8 months or more remaining in the legislative term, the vacancy must be filled by an
28 immediate election in the unrepresented district.

29 **Constitution, Art. V, Pt. First, §3** is amended to read:

30 **Section 3. Election; votes to be returned to Secretary of State; Secretary**
31 **of State to lay lists before the Senate and House of Representatives; provision**
32 **in case of tie.** This section applies before December 7, 2016. The meetings for election
33 of Governor shall be notified, held and regulated and votes shall be received, sorted,
34 counted and declared and recorded, in the same manner as those for Senators and
35 Representatives. Copies of lists of votes shall be sealed and returned to the secretary's
36 office in the same manner and at the same time as those for Senators. The Secretary of
37 State for the time being shall, on the first Wednesday after the first Tuesday of January
38 then next, lay the lists returned to the secretary's office before the Senate and House of
39 Representatives to be by them examined, together with the ballots cast if they so elect,
40 and they shall determine the number of votes duly cast for the office of Governor, and in
41 case of a choice by plurality of all of the votes returned they shall declare and publish the
42 same. If there shall be a tie between the 2 persons having the largest number of votes for
43 Governor, the House of Representatives and the Senate meeting in joint session, and each
44 member of said bodies having a single vote, shall elect one of said 2 persons having so

1 received an equal number of votes and the person so elected by the Senate and House of
2 Representatives shall be declared the Governor.

3 **Constitution, Art. V, Pt. First, §3-A** is enacted to read:

4 **Section 3-A. Election; votes to be returned to Secretary of State;**
5 **Secretary of State to lay lists before the Legislature; provision in case of tie.**
6 This section applies on or after December 7, 2016. The meetings for election of Governor
7 must be announced, held and regulated and votes must be received, sorted, counted and
8 declared and recorded, in the same manner as those for Senators. Copies of lists of votes
9 must be sealed and returned to the secretary's office in the same manner and at the same
10 time as those for Senators. The Secretary of State for the time being shall, on the first
11 Wednesday after the first Tuesday of January then next, lay the lists returned to the
12 secretary's office before the Legislature to be by them examined, together with the ballots
13 cast if they so elect, and they shall determine the number of votes duly cast for the office
14 of Governor, and in case of a choice by plurality of all of the votes returned they shall
15 declare and publish the same. If there is a tie between the 2 persons having the largest
16 number of votes for Governor, the Legislature meeting in session and each member
17 having a single vote shall elect one of the 2 persons having so received an equal number
18 of votes and the person so elected by the Legislature is declared the Governor.

19 **Constitution, Art. V, Pt. First, §8, first ¶** is amended to read:

20 **Section 8. To appoint officers.** This section applies to appointments made
21 before December 7, 2016. The Governor shall nominate, and, subject to confirmation as
22 provided herein, appoint all judicial officers, except judges of probate and justices of the
23 peace if their manner of selection is otherwise provided for by this Constitution or by law,
24 and all other civil and military officers whose appointment is not by this Constitution, or
25 shall not by law be otherwise provided for.

26 **Constitution, Art. V, Pt. First, §8-A** is enacted to read:

27 **Section 8-A. To appoint officers.** This section applies to appointments made on
28 or after December 7, 2016. The Governor shall nominate and, subject to confirmation as
29 provided in this section, appoint all judicial officers except judges of probate and justices
30 of the peace if their manner of selection is otherwise provided for by this Constitution or
31 by law and all other civil and military officers whose appointment is not by this
32 Constitution or is not by law otherwise provided for.

33 **Procedure for confirmation.** The procedure for confirmation is an appropriate
34 legislative committee recommendation or denial by majority vote of committee members
35 present and voting. The committee recommendation is reviewed by the Legislature and
36 upon review becomes final action of confirmation or denial unless the Legislature by vote
37 of 2/3 of those Senators present and voting overrides the committee recommendation.
38 The vote must be by the yeas and nays.

1 **Affirmative vote of 2/3 of members required.** All laws to carry out the
2 purposes of this section require the affirmative vote of 2/3 of the Senators present and
3 voting.

4 **Governor or Presiding Officer may call Legislature into session.** Either the
5 Governor or the Presiding Officer of the Legislature has the power to call the Legislature
6 into session for the purpose of voting upon confirmation of appointments.

7 **Nomination by Governor made 7 days prior to appointment of nominee.**
8 Every nomination by the Governor must be made at least 7 days prior to appointment of
9 the nominee.

10 **Constitution, Art. V, Pt. First, §13** is amended to read:

11 **Section 13. Convene the Legislature on extraordinary occasions, and**
12 **adjourn it in case of disagreement; may change the place of meeting.** The
13 Governor may, on extraordinary occasions, convene the Legislature; and, before
14 December 7, 2016, in case of disagreement between the 2 Houses with respect to the time
15 of adjournment, adjourn them to such time, as the Governor shall think proper, not
16 beyond the day of the next regular session; and if, since the last adjournment, the place
17 where the Legislature were next to convene shall have become dangerous from an enemy
18 or contagious sickness, may direct the session to be held at some other convenient place
19 within the State.

20 **Constitution, Art. V, Pt. First, §14, first ¶** is amended to read:

21 **Section 14. Vacancy, how supplied.** This section applies before December 7,
22 2016. Whenever the office of Governor shall become vacant because of the death,
23 resignation or removal of a Governor in office, or any other cause, the President of the
24 Senate shall assume the office of Governor until another Governor shall be duly qualified.
25 When the vacancy occurs more than 90 days preceding the date of the primary election
26 for nominating candidates to be voted for at the biennial election next succeeding, the
27 President of the Senate shall assume the office of Governor until the first Wednesday
28 after the first Tuesday of January following the biennial election. At the biennial
29 election, a Governor shall be elected to fill the unexpired term created by the vacancy.
30 When the vacancy occurs less than 90 days preceding the date of a primary election the
31 President of the Senate shall fill the unexpired term.

32 **Constitution, Art. V, Pt. First, §14-A** is enacted to read:

33 **Section 14-A. Vacancy; how supplied.** This section applies on or after
34 December 7, 2016. If the office of Governor becomes vacant because of the death,
35 resignation or removal of a Governor in office or any other cause, the Presiding Officer of
36 the Legislature shall assume the office of Governor until another Governor is duly
37 qualified. When the vacancy occurs more than 90 days preceding the date of the primary
38 election for nominating candidates to be voted for at the biennial election next
39 succeeding, the Presiding Officer of the Legislature shall assume the office of Governor
40 until the first Wednesday after the first Tuesday of January following the biennial

1 election. At the biennial election, a Governor must be elected to fill the unexpired term
2 created by the vacancy. When the vacancy occurs less than 90 days preceding the date of
3 a primary election, the Presiding Officer of the Legislature shall fill the unexpired term.

4 If the offices of Governor and Presiding Officer of the Legislature are vacant at the
5 same time, the person acting as Secretary of State at that time shall exercise the office of
6 Governor and by proclamation convene the Legislature and the Legislature shall fill the
7 vacancy in the office of the Presiding Officer of the Legislature and choose a person who
8 shall assume the office of Governor for the same term and under the same conditions as
9 the Presiding Officer of the Legislature.

10 **Mental or physical disability of the Governor continuously for more than**
11 **6 months.** If for more than 6 months a Governor in office has been continuously unable
12 to discharge the powers and duties of that office because of mental or physical disability,
13 the office of Governor is deemed vacant. The vacancy must be declared by the Supreme
14 Judicial Court upon presentment to it of a resolution declaring the reason for the vacancy,
15 adopted by a vote of 2/3 of Senators, and upon notice, and a hearing before the court and
16 a decision by a majority of the court that reason exists for declaring the office vacant.

17 **Constitution, Art. V, Pt. First, §15, first ¶** is amended to read:

18 **Section 15. Temporary mental or physical disability of Governor.** This
19 section applies before December 7, 2016. Whenever the Governor is unable to discharge
20 the powers and duties of that office because of mental or physical disability, the President
21 of the Senate, or if that office is vacant, the Speaker of the House of Representatives,
22 shall exercise the powers and duties of the office of Governor until the Governor is again
23 able to discharge the powers and duties of that office, or until the office of Governor is
24 declared to be vacant or until another Governor shall be duly qualified.

25 **Constitution, Art. V, Pt. First, §15-A** is enacted to read:

26 **Section 15-A. Temporary mental or physical disability of Governor.** This
27 section applies on or after December 7, 2016. If the Governor is unable to discharge the
28 powers and duties of the office of Governor because of mental or physical disability, the
29 Presiding Officer of the Legislature shall exercise the powers and duties of the office of
30 Governor until the Governor is again able to discharge the powers and duties of that
31 office or until the office of Governor is declared vacant or until another Governor is duly
32 qualified.

33 If the Governor is unable to discharge the powers and duties of that office, the
34 Governor may so certify to the Chief Justice of the Supreme Judicial Court, and upon
35 notice from the Chief Justice, the Presiding Officer of the Legislature shall exercise the
36 powers and duties of the office of Governor until such time as the Governor certifies to
37 the Chief Justice that the Governor is able to discharge those powers and duties and the
38 Chief Justice shall so notify the officer who is exercising the powers and duties of the
39 office of Governor.

40 When the Secretary of State has reason to believe that the Governor is unable to
41 discharge the duties of that office, the Secretary of State may so certify to the Supreme

1 Judicial Court declaring the reason for such a belief. After notice to the Governor, a
2 hearing before the court and a decision by a majority of the court that the Governor is
3 unable to discharge the duties of the office of Governor, the court shall notify the
4 Presiding Officer of the Legislature of that inability and that officer shall exercise the
5 functions, powers and duties of the office of Governor until such time as the Secretary of
6 State or the Governor certifies to the court that the Governor is able to discharge the
7 duties of the office of Governor and the court, after notice to the Governor and a hearing
8 before the court, decides that the Governor is able to discharge the duties of that office
9 and so notifies the officer who is exercising the powers and duties of the office of
10 Governor.

11 If the Presiding Officer of the Legislature exercises the office of Governor, the officer
12 is entitled to receive only the compensation of Governor and the officer's duties as
13 Presiding Officer of the Legislature are suspended and the Legislature shall fill the
14 vacancy resulting from that suspension until the officer ceases to exercise the office of
15 Governor.

16 **Constitution, Art. V, Pt. Second, §1** is amended to read:

17 **Section 1. Election.** The Secretary of State shall be chosen biennially at the first
18 session of the Legislature, by joint ballot of the Senators and Representatives in
19 convention, except that, beginning December 7, 2016, the Secretary of State is chosen
20 biennially by ballot at the first session of the Legislature.

21 **Constitution, Art. V, Pt. Second, §§3 and 4** are amended to read:

22 **Section 3. Attend the Governor and Legislature.** The Secretary of State shall
23 attend the Governor, ~~Senate and House of Representatives~~ and the Legislature, in person
24 or by the deputies of the Secretary of State as they shall respectively require.

25 **Section 4. Records of executive and legislative departments.** The Secretary
26 of State shall carefully keep and preserve the records of all the official acts and
27 proceedings of the Governor, ~~Senate and House of Representatives~~ and the Legislature,
28 and, when required, lay the same before ~~either branch of~~ the Legislature, and perform
29 such other duties as are enjoined by this Constitution, or shall be required by law.

30 **Constitution, Art. V, Pt. Third, §1** is amended to read:

31 **Section 1. Election.** The Treasurer shall be chosen biennially, at the first session
32 of the Legislature, by joint ballot of the Senators, and Representatives in convention,
33 except that, beginning December 7, 2016, the Treasurer is chosen biennially by ballot at
34 the first session of the Legislature.

35 **Constitution, Art. VI, §§3 and 4** are amended to read:

36 **Section 3. To give opinion when required.** The Justices of the Supreme
37 Judicial Court shall be obliged to give their opinion upon important questions of law, and
38 upon solemn occasions, when required by the Governor, or, before December 7, 2016, the
39 Senate or House of Representatives, or, on or after December 7, 2016, the Legislature.

1 **Section 4. Tenure of judicial officers; 6-month holdover period.** All
2 judicial officers appointed by the Governor shall hold their offices for the term of 7 years
3 from the time of their respective appointments (unless sooner removed by impeachment
4 or by address of ~~both branches~~ of the Legislature to the executive, provided further that
5 justices of the peace may be removed from office in such manner as the Legislature may
6 provide); provided, however, that a judicial officer whose term of office has expired or
7 who has reached mandatory retirement age, as provided by statute, may continue to hold
8 office until the expiration of an additional period not to exceed 6 months or until the
9 successor to the judicial officer is appointed, whichever occurs first in time.

10 **Constitution, Art. IX, §1, last ¶** is amended to read:

11 **Administration of oaths to Governor, Legislators and other officers before**
12 **December 7, 2016.** ~~The~~ Before December 7, 2016, the oaths or affirmations shall be
13 taken and subscribed by the Governor before the presiding officer of the Senate, in the
14 presence of both Houses of the Legislature, and by the Senators and Representatives
15 before the Governor, and by the residue of said officers before such persons as shall be
16 prescribed by the Legislature; and whenever the Governor shall not be able to attend
17 during the session of the Legislature to take and subscribe said oaths or affirmations,
18 such oaths or affirmations may be taken and subscribed in the recess of the Legislature
19 before any Justice of the Supreme Judicial Court and provided further that, if the
20 Governor shall be unable to appear and administer the oath to the Senators and
21 Representatives, such oaths shall be administered by the Chief Justice of the Supreme
22 Judicial Court or in the absence of the Chief Justice, by the senior Associate Justice of
23 said Supreme Judicial Court present at the State Capitol on the first day of the term for
24 which said Senators and Representatives shall have been elected.

25 **Constitution, Art. IX, §1** is amended by adding at the end a new paragraph to
26 read:

27 **Administration of oaths to Governor, Senators and other officers on or after**
28 **December 7, 2016.** On or after December 7, 2016, the oaths or affirmations must be
29 taken and subscribed by the Governor before the Presiding Officer of the Legislature, in
30 the presence of the Legislature, and by the Senators before the Governor, and by the
31 residue of said officers before such persons as are prescribed by the Legislature and
32 whenever the Governor is not able to attend during the session of the Legislature to take
33 and subscribe oaths or affirmations, any such oaths or affirmations may be taken and
34 subscribed in the recess of the Legislature before any Justice of the Supreme Judicial
35 Court and provided further that, if the Governor is unable to appear and administer the
36 oath to the Senators, any such oaths must be administered by the Chief Justice of the
37 Supreme Judicial Court or, in the absence of the Chief Justice, by the senior Associate
38 Justice of the Supreme Judicial Court present at the State Capitol on the first day of the
39 term for which the Senators have been elected.

40 **Constitution, Art. IX, §§4 and 5** are amended to read:

41 **Section 4. Elections on the first Wednesday after first Tuesday of**
42 **January may be adjourned from day to day.** In case the elections, required by this

1 Constitution on the first Wednesday after the first Tuesday of January biennially, ~~by the 2~~
2 ~~Houses of the Legislature~~, shall not be completed on that day, the same Legislature may
3 be adjourned from day to day, until completed, in the following order: ~~The Before~~
4 December 7, 2016, vacancies in the Senate shall first be filled; and the Governor shall
5 then be elected, if there be no choice by the people. On or after December 7, 2016,
6 vacancies in the Legislature must be filled first.

7 **Section 5. Removal by impeachment or address.** Every person holding any
8 civil office under this State, may be removed by impeachment, for misdemeanor in
9 office; and every person holding any office, may be removed by the Governor on the
10 address of both branches of the Legislature or, on or after December 7, 2016, on the
11 address of the Legislature. But before such address shall pass ~~either House~~, the causes of
12 removal shall be stated and entered on the journal of the House in which it originated or,
13 on or after December 7, 2016, of the Legislature, and a copy thereof served on the person
14 in office, that the person may be admitted to a hearing in that person's own defense.

15 **Constitution, Art. IX, §11** is amended to read:

16 **Section 11. Attorney General.** The Attorney General shall be chosen biennially
17 by joint ballot of the Senators and Representatives in convention, except that, beginning
18 December 7, 2016, the Attorney General is chosen biennially by ballot of the Legislature.
19 Vacancy in said office occurring when the Legislature is not in session, may be filled by
20 appointment by the Governor, subject to confirmation as required by this Constitution for
21 Justices of the Supreme Judicial Court.

22 **Constitution, Art. IX, §§14, 20, 21 and 23** are amended to read:

23 **Section 14. Authority and procedure for issuance of bonds.** The credit of
24 the State shall not be directly or indirectly loaned in any case, except as provided in
25 sections 14-A, 14-B, 14-C and 14-D. The Legislature shall not create any debt or debts,
26 liability or liabilities, on behalf of the State, which shall singly, or in the aggregate, with
27 previous debts and liabilities hereafter incurred at any one time, exceed \$2,000,000,
28 except to suppress insurrection, to repel invasion, or for purposes of war, and except for
29 temporary loans to be paid out of money raised by taxation during the fiscal year in which
30 they are made, and except for loans to be repaid within 12 months with federal
31 transportation funds in amounts not to exceed 50% of transportation funds appropriated
32 by the Federal Government in the prior federal fiscal year; and excepting also that
33 whenever 2/3 of both Houses shall deem or, on or after December 7, 2016, the
34 Legislature determines it necessary, by proper enactment ratified by a majority of the
35 electors voting thereon at a general or special election, the Legislature may authorize the
36 issuance of bonds on behalf of the State at such times and in such amounts and for such
37 purposes as approved by such action; but this shall not be construed to refer to any
38 money that has been, or may be deposited with this State by the Government of the
39 United States, or to any fund which the State shall hold in trust for any Indian tribe.
40 Whenever ratification by the electors is essential to the validity of bonds to be issued on
41 behalf of the State, the question submitted to the electors shall be accompanied by a
42 statement setting forth the total amount of bonds of the State outstanding and unpaid, the
43 total amount of bonds of the State authorized and unissued, and the total amount of bonds

1 of the State contemplated to be issued if the enactment submitted to the electors be
2 ratified. For any bond authorization requiring ratification of the electors pursuant to this
3 section, if any bonds have not been issued within 5 years of the date of ratification, then
4 those bonds may not be issued after that date. Within 2 years after expiration of that
5 5-year period, the Legislature may extend, by a majority vote, the 5-year period for an
6 additional 5 years or may deauthorize the bonds. If the Legislature fails to take action
7 within those 2 years, the bond issue shall be considered to be deauthorized and no further
8 bonds may be issued. For any bond authorization in existence on November 6, 1984, and
9 for which the 5-year period following ratification has expired, no further bonds may be
10 issued unless the Legislature, by November 6, 1986, reauthorizes those bonds by a
11 majority vote, for an additional 5-year period, failing which all bonds unissued under
12 those authorizations shall be considered to be deauthorized. Temporary loans to be paid
13 out of moneys raised by taxation during any fiscal year shall not exceed in the aggregate
14 during the fiscal year in question an amount greater than 10% of all the moneys
15 appropriated, authorized and allocated by the Legislature from undedicated revenues to
16 the General Fund and dedicated revenues to the Highway Fund for that fiscal year,
17 exclusive of proceeds or expenditures from the sale of bonds, or greater than 1% of the
18 total valuation of the State of Maine, whichever is the lesser.

19 **Section 20. Mining Excise Tax Trust Fund.** The principal amount of the
20 Mining Excise Tax Trust Fund or any successor fund may not be expended unless the
21 expenditure is approved in a separate measure by a 2/3 vote of all the members elected to
22 each House of the Legislature and by the Governor or, on or after December 7, 2016, by a
23 2/3 vote of the Legislature and by the Governor.

24 **Section 21. State mandates.** For the purpose of more fairly apportioning the cost
25 of government and providing local property tax relief, the State may not require a local
26 unit of government to expand or modify that unit's activities so as to necessitate
27 additional expenditures from local revenues unless the State provides annually 90% of the
28 funding for these expenditures from State funds not previously appropriated to that local
29 unit of government. Legislation implementing this section or requiring a specific
30 expenditure as an exception to this requirement may be enacted upon the vote of 2/3 of all
31 members elected to each House or, on or after December 7, 2016, by a 2/3 vote of the
32 Legislature. This section must be liberally construed.

33 **Section 23. State park land.** State park land, public lots or other real estate held
34 by the State for conservation or recreation purposes and designated by legislation
35 implementing this section may not be reduced or its uses substantially altered except on
36 the vote of 2/3 of all the members elected to each House or, on or after December 7,
37 2016, the Legislature. The proceeds from the sale of such land must be used to purchase
38 additional real estate in the same county for the same purposes.

39 **Constitution, Art. X, §4** is amended to read:

40 **Section 4. Amendments to Constitution.** The Legislature, whenever 2/3 of
41 both Houses shall deem or, on or after December 7, 2016, 2/3 of the Legislature
42 determines it necessary, may propose amendments to this Constitution; and when any
43 amendments shall be so agreed upon, a resolution shall be passed and sent to the

1 selectmen of the several towns, and the assessors of the several plantations, empowering
2 and directing them to notify the inhabitants of their respective towns and plantations, in
3 the manner prescribed by law, at the next biennial meetings in the month of November, or
4 to meet in the manner prescribed by law for calling and holding biennial meetings of said
5 inhabitants for the election of Senators and Representatives or, on or after December 7,
6 2016, Senators, on the Tuesday following the first Monday of November following the
7 passage of said resolve, to give in their votes on the question, whether such amendment
8 shall be made; and if it shall appear that a majority of the inhabitants voting on the
9 question are in favor of such amendment, it shall become a part of this Constitution.

10 ; and be it further

11 **Constitutional referendum procedure; form of question; effective date.**

12 **Resolved:** That the municipal officers of this State shall notify the inhabitants of their
13 respective cities, towns and plantations to meet, in the manner prescribed by law for
14 holding a statewide election, at a statewide election held in the month of November
15 following the passage of this resolution, to vote upon the ratification of the amendment
16 proposed in this resolution by voting upon the following question:

17 "Do you favor amending the Constitution of Maine to eliminate the Senate and the
18 House of Representatives and to replace them with a single-house Legislature of 151
19 members?"

20 The legal voters of each city, town and plantation shall vote by ballot on this question
21 and designate their choice by a cross or check mark placed within the corresponding
22 square below the word "Yes" or "No." The ballots must be received, sorted, counted and
23 declared in open ward, town and plantation meetings and returns made to the Secretary of
24 State in the same manner as votes for members of the Legislature. The Governor shall
25 review the returns. If it appears that a majority of the legal votes are cast in favor of the
26 amendment, the Governor shall proclaim that fact without delay and the amendment
27 becomes part of the Constitution of Maine on the date of the proclamation; and be it
28 further

29 **Secretary of State shall prepare ballots. Resolved:** That the Secretary of State
30 shall prepare and furnish to each city, town and plantation all ballots, returns and copies
31 of this resolution necessary to carry out the purposes of this referendum.

32 **SUMMARY**

33 This resolution proposes to amend the Constitution of Maine to abolish the Senate
34 and the House of Representatives and to replace them with a unicameral Legislature
35 made up of 151 members, who will be referred to as Senators. This reduction requires a
36 reapportionment plan by the Legislature that convenes in 2013 so that the Legislature
37 elected in November 2016 is unicameral.