

# MAINE STATE LEGISLATURE

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# SEVENTY-THIRD LEGISLATURE

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SENATE.

No. 57

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## STATE OF MAINE.

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RESOLVE, proposing an amendment to Section 12, Article V, Part First, of the Constitution of the state of Maine relating to the power of the governor to cause the laws to be faithfully executed.

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*Resolved*, Two-thirds of both houses of the legislature con-  
2 curring that the following amendment of the Constitution of  
3 the state be proposed, viz:

Section 12, Article V, Part First of the Constitution is  
5 amended by adding thereto the following: "Sheriffs shall  
6 obey all orders of the governor directing them to diligently  
7 and faithfully enforce the laws of the state. Upon their  
8 neglect or refusal so to do, they may be removed, after  
9 hearing, and their successors appointed by the governor.  
10 The legislature shall enact laws to carry these provisions

11 into effect.” So that said section as amended shall read as  
12 follows: ‘Section 12. He shall take care that the laws be  
13 faithfully executed. Sheriffs shall obey all orders of the gov-  
14 ernor directing them to diligently and faithfully enforce the  
15 laws of the state. Upon their neglect or refusal so to do,  
16 they may be removed, after hearing, and their successors  
17 appointed by the governor. The legislature shall enact laws  
18 to carry these provisions into effect.’

*Resolved,* That the aldermen of cities, selectmen of towns  
20 and assessors of plantations of this state are hereby empow-  
21 ered and directed to notify the inhabitants of their respective  
22 cities, towns and plantations, in the manner prescribed by  
23 law at their next meetings in the month of September of the  
24 election of said officers in the year of our Lord one thousand  
25 nine hundred and eight, to give in their votes in the manner  
26 prescribed by law, on the question whether the amendment  
27 to the Constitution proposed by the foregoing resolve shall  
28 be made, and the question so proposed shall be: Shall the  
29 Constitution be amended so as to authorize the removal of  
30 sheriffs found guilty of neglecting or refusing to obey the  
31 directions of the governor to faithfully and diligently enforce  
32 the laws of the state. And the inhabitants of said cities,  
33 towns and plantations shall vote by ballot on said question,  
34 in the manner now prescribed by law; those in favor of said  
35 amendment expressing it by the word “Yes” upon their  
36 ballot, and those opposed to said question expressing it by  
37 placing the word “No” upon their ballot, and the ballots

38 shall be received, sorted, counted and declared in open ward,  
39 town and plantation meeting and the lists of the votes so  
40 received shall be made and returned to the secretary of state  
41 in the same manner as votes for governor, and the governor  
42 and council shall count the same and the governor shall  
43 make proclamation on the result thereof, and if a majority  
44 of the votes so cast are in favor of said amendment, the  
45 Constitution shall be amended accordingly and such amend-  
46 ment shall take effect on the first Wednesday of January,  
47 nineteen hundred and nine.

*Resolved,* That the secretary of state shall prepare and fur-  
49 nish the several cities, towns and plantations with ballots and  
50 blank returns in conformity to the foregoing resolves, accom-  
51 panied with a copy thereof.

STATE OF MAINE.

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IN SENATE, February 1, 1907.

Presented by Mr. EATON of Washington, and tabled for printing pending reference to the Committee on the Judiciary.

F. G. FARRINGTON, *Secretary*.