

# MAINE STATE LEGISLATURE

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# SEVENTY-NINTH LEGISLATURE

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## SENATE

## NO. 155

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In Senate, March 4, 1919.

Reported by Mr. Davies from Committee on Judiciary and  
laid on table to be printed under joint rules.

P. F. CRANE, Secretary.

Presented by Senator Thombs of Penobscot.

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND  
NINE HUNDRED AND NINETEEN

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AN ACT to Amend Sections Six, Ten and Thirty-three of  
Chapter Six of the Revised Statutes Relating to Primary  
Elections and the Filing of Nomination Papers by Inde-  
pendent Candidates.

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

Section 1. Section six of chapter six of the revised stat-  
utes is hereby amended by striking out the words "first  
Monday of May" in the fourth line of the said section and  
by inserting in place thereof, the words 'third Monday in  
April,' so that the section as amended shall read as follows:

'Sect. 6. No such nomination papers shall be signed be-  
fore the first day of January of the year in which such  
primary election is to be held and all such nomination

4 papers shall be filed with the secretary of state on or be-  
5 fore the third Monday in April of said year. With such  
6 nomination papers there shall also be filed the consent in  
7 writing of the persons so proposed thereby as candidates,  
8 agreeing to accept the nomination if nominated at the  
9 primary election, not to withdraw, and, if elected at the  
10 state election, to qualify as such officer. Such nomination  
11 papers so filed, and being in apparent conformity with the  
12 provisions hereof, shall be deemed to be valid; and, if not  
13 in apparent conformity, they may be seasonably amended  
14 under oath. In case any person who has been duly pro-  
15 posed as a candidate under the provisions hereof shall die  
16 before the day of primary election, or shall withdraw in  
17 writing, so that the nominations shall be less than the  
18 number of the candidates required to be voted for by law,  
19 the vacancy may be supplied in the manner herein pro-  
20 vided for such original nomination; or, if the time is in-  
21 sufficient therefor, then the vacancy may be supplied by  
22 the appropriate committee of the state, district, county,  
23 city, town, plantation or representative class by which such  
24 candidate is to be elected. Certificates for supplying the  
25 vacancy and the manner of placing the name of the nom-  
26 inee upon the ballots shall conform to the provisions of  
27 section thirty-five. All nomination papers when filed shall  
28 forthwith be opened and kept open under proper regula-  
29 tions to public inspection and the secretary of state shall  
30 preserve the same in his office not less than one year.'

Sect. 2. Section ten of chapter six of the revised statutes is hereby amended by striking out the words "fourteen days at least previous to the day of any primary election," and inserting in place thereof the word 'seasonably;' also by striking out the comma after the word "directed" in the nineteenth line and by inserting in place thereof a period; also by striking out the last two lines of said section; so that the section, as amended, shall read as follows:

'Sect. 10. The secretary of state shall seasonably transmit to the clerks in each city, town and plantation printed lists containing the names, residences and party or political appellations of all candidates proposed for nomination as herein provided for such election and to be voted for at each polling place in each such city, town and plantation respectively substantially in the form of the ballot to be used therein; and the clerks shall immediately cause the lists for each plantation, town or ward, as the case may be, to be conspicuously posted in one or more public places in such plantation, town or ward. The secretary of state shall likewise cause to be published prior to the day of any such election hereunder, in at least two newspapers, if there be so many, printed or published in each county, representing so far as practicable, the political parties which at the preceding gubernatorial election, cast the largest and next largest number of votes, a list of all the nominations proposed, as herein provided and to be voted

19 for hereunder in such county, so far as may be in the form  
20 in which they shall appear upon the general ballots. New  
21 nominations proposed as hereinbefore provided, to fill va-  
22 cancies, shall be transmitted, posted and published prompt-  
23 ly, and so far as practicable in the manner herein directed.'

Sect. 3. Section thirty-three of chapter six of the revised  
2 statutes is hereby amended by striking out the word "Au-  
3 gust" in the fourth line of said section and inserting, in  
4 place thereof the word 'July'; also by striking out the  
5 word "October" in the sixth line thereof and inserting the  
6 word 'September;' also by striking out the word "seven"  
7 in the ninth line and inserting the word 'fourteen;' also  
8 by striking out the word "seven" in the thirteenth line  
9 and inserting the word 'fourteen,' so that section as amend-  
10 ed shall read as follows:

'Sect. 33. Certificates of nomination under section thirty  
2 and nomination papers for the nomination of candidates  
3 for state and county officers and representatives to the  
4 legislature, shall be filed with the secretary of state on  
5 or before the tenth day of July of each year in which such  
6 election is held, and for candidates for electors of president  
7 and vice-president on or before the tenth day of September  
8 in each year when such election is held. Such certificates  
9 and papers for the nomination of candidates for the office  
10 of mayor and all other offices in cities shall be filed with  
11 the city clerks of the respective cities at least fourteen  
12 days, exclusive of Sundays, previous to the day of such

13 election. Such certificates and papers for the nomination  
14 of candidates to be voted for at any special election to be  
15 held for the choice of United States senators, representa-  
16 tives to congress or members of the legislature shall be  
17 filed with the secretary of state at least fourteen days,  
18 exclusive of Sundays previous to the day of election. With  
19 nomination papers and certificates shall also be filed the  
20 consent in writing of the person nominated.'