

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 234

H. D. No. 48

House of Representatives, Jan. 29, 1925.

Referred to Committee on Judiciary and 1000 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Hamilton of Caribou.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT to Amend an Act: To Amend Sections Eleven,
Twelve and Thirteen of Chapter Six of the Revised Stat-
utes, Relating to Primary Elections.

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

Section 1. Section eleven of chapter six of the revised
2 statutes is hereby amended by adding after the word "qual-
3 ified" in the third line of said section the words 'and en-
4 rolled' and changing under the heading Primary Election
5 Warrant "to the legal voters of the town of" to 'To the
6 qualified and legally enrolled voters of the town of,' and
7 line eight of page one hundred thirty-four of said section

8 by striking out the word "but" and inserting after the word
 9 "law" in line ten the words, 'But said voter shall not be
 10 allowed to vote at any primary election within the next six
 11 months following said enrollment'; and striking out the
 12 last paragraph of said section the words "In plantations
 13 and towns of two thousand inhabitants or less the pro-
 14 visions as to enrolled voters and enrollment shall be omit-
 15 ted." So that said section shall read as amended as follows :

'Sect. 11. Not less than seven days before the third Mon-
 2 day of June preceding a biennial state election, the select-
 3 men of every town, by their warrant, shall notify and warn
 4 all legally qualified and enrolled voters to attend at the
 5 regular voting places on the third Monday in June for the
 6 purpose of voting for persons to be nominated by their
 7 respective political parties as candidates to be voted for
 8 on the second Monday in September then next ensuing.
 9 Said warrant shall be in substance as follows :

"PRIMARY ELECTION WARRANT

State of Maine, ss.

County of

To the qualified and legally enrolled voters of the town
 2 of

You are hereby notified that the primary election in this
 2 town, of all political parties, entitled by law to nominate
 3 candidates for the next election, will be held at.....
 4 on Monday, June.....next, for the purpose of nom-
 5 inating candidates for the following offices to be voted for

6 at the election to be held on the second Monday in Sep-
7 tember next, viz :

(Here follow the officers to be nominated.)

The polls will be open at twelve o'clock, noon, and con-
2 tinue open until nine o'clock in the afternoon when they
3 close.

Voters not enrolled as members of a political party en-
2 titled to nominate candidates will not be permitted to vote.
3 Voters entitled to enrolment may cause themselves to be
4 enrolled at the polling places during the primary election
5 on taking and subscribing the oath required by law, but
6 said voters shall not be allowed to vote at any primary
7 election within the next six months following said enrol-
8 ment unless a new voter.

Dated at.....this.....day of June, 19

.....
.....
.....

Selectmen of..... ”

Such warrants shall be posted in the manner required by
2 law for warrants for the state election. Like warrants
3 shall be issued by the mayor and aldermen of cities and
4 the assessors of plantations, with appropriate changes and
5 posted in like manner. The meetings shall be opened and
6 closed as stated in the form of the warrant foregoing. In
7 all such warrants appropriate provisions shall be inserted
8 calling the attention of voters to opportunities for correc-

9 tion of lists of voters by selectmen, municipal officers or
10 board of registration in the manner required by law.'

Sect. 2. Section twelve of chapter six of the revised stat-
2 utes is hereby amended by striking out all of said section
3 and inserting the following :

'Sect. 12. Qualifications of voters; how determined. In
2 all such primary elections the qualification of voters shall
3 be determined by the voting list used at the municipal elec-
4 tions of said towns, cities and plantations, next preceding
5 the primary election and a list of the aforesaid voters en-
6 rolled by party designation as provided for in the preceding
7 section and section thirty-eight of this chapter, and no per-
8 son shall be allowed to vote in any primary election unless
9 the name of said voter appears legally on said voting list
10 and enrollment list, except those who have become voters
11 within the six months preceding said primary election, who
12 shall be allowed to enroll and vote.'

Sect. 3. Section thirteen of chapter six of the revised
2 statutes, as amended by chapter one hundred and sixty-five
3 of the public laws of nineteen hundred and nineteen, is
4 hereby amended by striking out said section and inserting
5 the following :

'Sect. 13. Primary election, how conducted. No person
2 shall vote at any primary election unless a legally qualified
3 and enrolled voter at such voting place, as required by the
4 preceding section. The selectmen of towns and planta-
5 tions, the warden of wards in cities shall be seasonably fur-

6 nished by the town, plantation or city clerk, or other offi-
7 cial charged with the duty of preserving the same, with
8 duly certified copies of all enrollment lists, arranging each
9 political party separately and its names of voters therein
10 alphabetically. If not therein enrolled, any voter qualified
11 by law and this chapter as a legal voter at such voting
12 place, may be enrolled after subscribing and making oath
13 before a ballot clerk to the statement as required by sec-
14 tion thirty-nine of this chapter, (and the duties imposed
15 upon the secretary of a caucus by said section shall be
16 performed by such ballot clerk). A suitable number of
17 such statements shall be furnished at each voting place by
18 the city or town; if the number be insufficient, or none be
19 furnished, the statement aforesaid may be sworn to as afore-
20 said and return thereof made in like manner as if the same
21 had been subscribed. At the polling places in the cities,
22 towns and plantations aforesaid each person applying to
23 vote shall give his name, residence, party affiliation, and
24 place of last enrollment, if any; if already enrolled six
25 months before in the precinct he shall be given a ballot of
26 his party, his name shall be checked on the enrollment list,
27 and he shall be admitted to the voting booth and vote. (If
28 not enrolled and then enrolled as hereinbefore provided, he
29 shall be given a ballot of his party, if a new voter, checked,
30 and may vote as aforesaid.) No ballot shall be received
31 containing any distinguishing mark or figures thereon other
32 than as herein expressly permitted. Every city, town or

33 plantation clerk, ward or election officer, or person voting,
34 who shall wilfully violate any of the provisions of this sec-
35 tion shall be punished for each offense by a fine not ex-
36 ceeding five hundred dollars, or by imprisonment in the
37 county jail not exceeding six months, or by both such fine
38 and imprisonment.'