

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 897

H. D. No. 226

House of Representatives, Feb. 25, 1925.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Spear of Portland.

STATE OF MAINE

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

AN ACT to Amend Chapter Thirty-eight of the Public Laws
of Nineteen Hundred and Twenty-one, Relating to Absentee
Voters.

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

Section 1. Section one hundred and thirty-three of chapter seven of the revised statutes of Maine as enacted by chapter thirty-eight of the public laws of nineteen hundred and twenty-one is hereby amended so that said section shall read as follows:

'Sect. 133. *Term "absentee voters" defined.* An absentee voter is hereby defined to be any person who is a duly qualified registered voter, and in respect to any primary

4 election duly enrolled as a member of the political party
5 in the primary of which he proposes to vote, but who
6 through absence from the city or town in which he is en-
7 titled to vote, or who by reason of personal injuries result-
8 ing from accident, illness or physical infirmity is unable
9 to cast his ballot at the polling place where he is entitled
10 to vote, at any city election, at any primary election held
11 pursuant to sections one, twenty-three and twenty-four of
12 chapter six of the revised statutes of Maine, or at any
13 general or special state election as the term state election
14 is defined in section one of chapter seven of the revised
15 statutes of Maine, including also elections for the choice
16 of electors of president and vice-president of the United
17 States, elections held in accordance with the initiative or
18 referendum provisions of the constitution of Maine, and
19 elections to vote upon amendments to the constitution of
20 Maine.'

Sect. 2. Paragraph (c) of section one hundred and thirty-
2 four of said chapter seven of the revised statutes of Maine
3 as enacted by chapter thirty-eight of said public laws of
4 nineteen hundred and twenty-one, is hereby amended so
5 that said section shall read as follows:

(c) *Envelopes for ballots.* Envelopes of sufficient size
2 to contain the ballots specified in clause (a) bearing on their
3 reverse the following affidavit:

State of

County of ,ss.

I, _____, do solemnly swear that I am a legally
 2 registered voter in the city or town of _____ in
 3 the county of _____ and state of Maine, and entitled
 4 to cast within ballot; that on account of being absent from
 5 said town on election day for the following reasons, (here
 6 insert reasons), or on account of personal injuries result-
 7 ing from accident, or on account of illness or physical in-
 8 firmity in the following respects: (here insert circum-
 9 stances), I shall be unable to cast my ballot on election day
 10 at the polling place where I am entitled to vote; that I
 11 have carefully read the instructions forwarded to me with
 12 the ballot herein inclosed; that I showed to the undersigned
 13 person taking my oath hereto, said ballot unmarked; that
 14 I then marked said ballot and sealed it in this envelope,
 15 all in his presence and in the presence of no other person,
 16 but without his seeing how I marked said ballot and with-
 17 out communicating to him how I voted or intended to vote.

(Signature).....

Subscribed and sworn to before me by the above affiant,
 2 personally known to me, this _____ day of _____,
 3 19____, in the city or town of _____, state of _____.

I hereby certify that the above statements made by said
 2 affiant are true to the best of my knowledge and belief and
 3 that I have no knowledge as to how said affiant voted.

(Official seal, if any) Name.....

Residence

Official Title

Said envelopes shall also bear on their reverse side the following certificate to be used in case said voter is unable to cast his ballot by reason of personal injuries resulting from accident or by reason of illness or physical infirmity.

I, _____, of _____, do hereby certify that I am a physician duly registered and qualified to practice medicine within the state of Maine, that I have this day examined _____, personally known to me, and I hereby certify that by reason of personal injuries resulting from accident, or by reason of illness or physical infirmity in the following respects (here insert circumstances) he is unable to cast his ballot on election day to be held on the _____ day of _____, 19____, at the polling place where he is entitled to vote.

(Signature)

Subscribed and sworn to before me by the above named _____, personally known to me
 3 this _____ day of _____, 1925.

Name

Residence

Official Title

Sect. 3. Section one hundred and thirty-eight of chapter seven of the revised statutes of Maine as enacted by chapter thirty-eight of the public laws of nineteen hundred and twenty-one is hereby amended by adding to said section the following: 'It being further provided that in case of a voter being unable to vote in person at the polling place

7 where he is entitled to vote by reason of personal injuries
8 resulting from accident, or by reason of illness or other
9 physical infirmity in addition to the foregoing provisions
10 he shall obtain and forward with said ballot and the en-
11 velope containing the same a certificate of a physician duly
12 registered and qualified to practice medicine within the
13 state of Maine, which certificate shall be sworn to by said
14 physician before an officer duly qualified to administer oaths
15 within the state of Maine, that by reason of personal in-
16 juries resulting from accident, or by reason of illness or
17 physical infirmity said voter is unable to cast his ballot in
18 person at the polling place where he is entitled to vote on
19 election day.'