

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

Senate Document

No. 244

S. P. 575

In Senate, Feb. 27, 1929.

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

ROYDEN V. BROWN, Secretary.

. Presented by Senator Greenleaf of Androscoggin.

STATE OF MAINE

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

RESOLVE, Proposing an Amendment to the Constitution to
Provide for Filling Councillor Vacancies.

Resolved: That section two of part two of article five as
2 amended, is hereby further amended by striking out in the
3 fourth line thereof after the words "in the" the words "same
4 manner" and by inserting in place thereof the words 'fol-
5 lowing manner: the members of the legislature elected
6 within the councillor district in which the vacancy occurs,
7 shall meet at the call of the governor at such time and
8 place as set forth in the call and shall elect a councillor of
9 the same political party and a resident of the same county
10 as his predecessor; he shall hold office until the next reg-

11 ular session of the legislature,' so that said section as amend-
12 ed shall read as follows:

'Sect. 2. The councillors shall be chosen biennially, on
2 the first Wednesday of January, by joint ballot of the sen-
3 ators and representatives in convention; and vacancies,
4 which shall afterward happen, shall be filled in the follow-
5 ing manner: the members of the legislature elected within
6 the councillor district in which the vacancy occurs, shall
7 meet at the call of the governor at such time and place as
8 set forth in the call and shall elect a councillor of the same
9 political party and a resident of the same county as his
10 predecessor; he shall hold office until the next regular ses-
11 sion of the legislature but not more than one councillor
12 shall be elected from any district, prescribed for the elec-
13 tion of senators; and they shall be privileged from arrest
14 in the same manner as senators and representatives.'

Resolved: That the aldermen of cities, the selectmen of
2 towns, and the assessors of the several plantations in this
3 state are hereby empowered and directed to notify the in-
4 habitants of their respective cities, towns and plantations
5 to meet in the manner prescribed by law for calling and
6 holding biennial meetings of said inhabitants for the elec-
7 tion of senators and representatives, on the second Monday
8 in September following the passage of this resolve, to give
9 in their votes upon the amendment proposed in the fore-
10 going resolution, and the question shall be: "Shall the con-
11 stitution be amended as proposed by a resolution of the

12 legislature providing for the filling of vacancies in the coun-
13 cil?”

And the inhabitants of said cities, towns and plantations
2 shall vote by ballot on said question, those in favor of the
3 amendment expressing it by the word “Yes” upon their
4 ballots and those opposed to the amendment by the word
5 “No” upon their ballots, and the ballots shall be received,
6 sorted, counted, and declared in open ward, town and plan-
7 tation meetings, and returns made to the office of the sec-
8 retary of state in the same manner as votes for governor
9 and members of the legislature, and the governor and coun-
10 cil shall count the same, and if it shall appear that a ma-
11 jority of the inhabitants voting on the question are in favor
12 of the amendment, it shall thereupon become a part of the
13 constitution, and the governor shall forthwith make known
14 the fact by his proclamation.

Resolved: That the secretary of state shall prepare and
2 furnish to the several cities, towns and plantations ballots
3 and blank returns in conformity with the foregoing resolves
4 accompanied by a copy thereof.