

# MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

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Legislative Document

No. 50

H. P. 93

House of Representatives, Jan. 19, 1933.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Hobbs of Hope.

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S T A T E O F M A I N E

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

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AN ACT Relating to Absentee Voters.

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

**Section 1. R. S. c. 9, § 1, amended.** Section 1 of c. 9 of the revised statutes is hereby amended to read as follows :

**'Sec. 1. 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 election, duly enrolled as a member of the political party in the primary of which he proposes to vote, but who, through absence from the city or town in which he is entitled to vote, **or because he is incapacitated by illness, injury, infirmity or any other cause over which he has no control**, is unable to cast his ballot at the polling place where he is entitled to vote, at any city election, at any primary election held pursuant to sections one, twenty-three, and twenty-four of chapter seven, or at any general or special state election as the term state election is defined in section one of chapter eight, including also elections for the choice of electors of president and vice-president of the United States, elections held in accordance with the initiative of referendum provisions of the constitution of Maine, and elections to vote upon amendments to the constitution of Maine.'

**Sec. 2. R. S. c. 9, § 13, amended.** Section 13 of c. 9 of the revised statutes is hereby amended to read as follows :

**‘Sec. 13. Voter who is in town on day of election and attempts to vote as an absent voter guilty of a misdemeanor.** Nothing herein contained shall prevent a voter who has undertaken to vote at an election in accordance with the provisions of this chapter from voting at said election in person. In case such voter shall be present on the day of said election, in the city or town where he is entitled to vote, for so long after the opening or so long before the close of the polls therein as to give him time so to do, he shall go in person to the polling place where he is entitled to vote and cast his ballot, or offer to cast his ballot, in person, **unless he is incapacitated by illness, injury, infirmity or any other cause over which he has no control.** Any such voter who shall wilfully or knowingly neglect to comply with the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days, or by both such fine and imprisonment.’