

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 63

H. P. 104

House of Representatives, January 21, 1943.

Referred to Committee on Legal Affairs, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Ward of Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT to Provide for Town Elections for the Town of Millinocket.

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

Sec. 1. Method of voting at annual and special town meetings. At election of officers at the annual town meeting, in the town of Millinocket, in the county of Penobscot, except the moderator who shall be elected in open town meeting by written ballot, the method of voting shall be that set forth in sections 40 to 52, inclusive, of chapter 5 of the revised statutes of 1930, and the time for filing certificates of nomination and nomination papers as set forth in section 43 of said chapter, shall be construed to mean 30 days in each instance. This provision shall likewise apply to special town meetings, held to fill vacancies in any elective office.

Sec. 2. Qualifications of electors, etc., in respect to management of elections. The provisions of the laws of the state of Maine relating to the qualifications of electors, registration, the manner of voting, the counting of votes, the duty of election officers and all other particulars in respect to management of elections, so far as they may be applicable, shall govern all municipal elections in said town of Millinocket.

Sec. 3. Items of business. At the annual town meeting, the 1st item of business shall be the election of a moderator. The 2nd item of business

shall be the election of officers as herein provided and all balloting must be completed and the votes counted before further business is taken up by the meeting.

Sec. 4. Absent voting; preparation of absent voting ballots. All provisions of the absent voting law as set forth in chapter 9 of the revised statutes and acts additional thereto and amendatory thereof, which provide for absent voting at city, primary, state, and presidential elections, shall be so construed as to apply at annual elections held in the town of Millinocket to elect town officers as herein provided, and to special elections held to fill vacancies in any elective office in said town. It shall be the duty of the town clerk to prepare absent voting ballots at least 25 days prior to the day of election and all other forms necessary to carry the provisions of the absent voting law into effect.

Sec. 5. Referendum. This act shall take effect as provided in the constitution of the state only for the purpose of permitting its acceptance or rejection by the qualified voters of said town of Millinocket at a town meeting to be called and held upon any day, exclusive of Sunday, between September 1, A. D. 1943 and October 31, A. D. 1943, both days inclusive, called for that purpose by an appropriate article inserted in the call for said meeting. The vote shall be by Australian ballot and for the purpose of balloting on this question, the polls shall be opened at 9 o'clock in the forenoon and shall remain open until 7 o'clock in the afternoon. The vote shall be taken by ballot at said election in answer to the question: "Shall an act passed by the legislature in the year 1943, entitled 'An Act to Provide for Town Elections for the Town of Millinocket' be accepted?" which shall be printed on the official ballots and at said election the voters of said town in favor of accepting this act shall vote "Yes" and those opposed shall vote "No." If a majority of the valid ballots cast as aforesaid shall favor accepting the same, then this act shall forthwith take effect as herein provided. Provided, however, that if the selectmen of said town refuse or neglect to issue a warrant for the call for said meeting as herein provided and within the time stated, any justice of the peace in said town of Millinocket may issue his warrant for the call of such meeting at any time during the month of November, A. D. 1943, and if a majority of the valid ballots cast as aforesaid at said meeting shall favor accepting the same, then this act shall forthwith take effect as herein provided. In either case, a certificate of such vote shall be filed with the secretary of state by the town clerk.

Sec. 6. Effective date. If adopted by the voters of said town of Milli-

nocket, then this act for the purpose of nominating and electing officers hereunder shall take effect on the date of its adoption by the voters.

Sec. 7. Saving clause. In case this act is accepted in the manner hereinbefore provided, all acts or parts of acts inconsistent herewith in so far as they relate to the town of Millinocket in the county of Penobscot, are hereby repealed.