

MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D L E G I S L A T U R E

Legislative Document

No. 579

H. P. 958

House of Representatives, February 8, 1945.

Referred to the Committee on Judiciary, 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-FIVE

AN ACT Relating to Filling Congressional Vacancies.

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

Sec. 1. R. S., c. 5, § 72, repealed and replaced. Section 72 of chapter 5 of the revised statutes is hereby repealed and replaced to read as follows:

‘Sec. 72. Election to fill U. S. senate vacancy; temporary appointments. Whenever a vacancy occurs in the representation of the state in the senate of the United States, the vacancy shall be filled for the unexpired term at the following biennial state election, provided such vacancy occurs not less than 60 days prior to the date of the primaries for nominating candidates to be voted for at such election; otherwise at the biennial state election next following. Pending such election, the governor shall make a temporary appointment to fill the vacancy, and the person so appointed shall serve until the election and qualification of the person duly elected to fill such vacancy.’

Sec. 2. R. S., c. 5, § 72-A, additional. Chapter 5 of the revised statutes is hereby amended by adding thereto a new section to be numbered 72-A, to read as follows:

‘Sec. 72-A. To fill vacancy in national house of representatives. Whenever a vacancy occurs in the representation of the state in the national

house of representatives, the governor shall make a temporary appointment to fill the vacancy and the person so appointed shall serve until the expiration of the unexpired term.'

Sec. 3. R. S., c. 5, § 73, repealed. Section 73 of chapter 5 of the revised statutes is hereby repealed.

Sec. 4. R. S., c. 5, § 74, amended. Section 74 of chapter 5 of the revised statutes is hereby amended to read as follows:

'Sec. 74. Vacancies in representative districts. When the selectmen of the oldest town in a representative district are notified or otherwise satisfied, that at the last meeting of the district for the election of a representative no choice was effected, ~~or that the seat of their representative has been vacated,~~ they shall, as soon as may be, leaving a convenient time for calling meetings in the several towns, appoint a day of election to fill such vacancy, and notify the selectmen of the other towns accordingly.