

# MAINE STATE LEGISLATURE

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

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Legislative Document

No. 1307

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House of Representatives, March 18, 1947.

Filed and printed under provisions of House Rule 36.

HARVEY R. PEASE, Clerk.

To be offered by Mr. Woodbury of New Gloucester.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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House Amendment "A" to H. P. 1290, L. D. 949, Bill "An Act to  
Incorporate the Town of Gray School District."

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Amend said Bill by striking out the 1st and 2nd paragraphs of section 3 thereof and inserting in place thereof the following:

**'Sec. 3. Trustees; how elected, tenure of office, organization of board; officers, vacancies, compensation; reports.** At any time after the acceptance of this act as hereinafter provided, the legal voters of the district, who are residents thereof qualified to vote for governor, shall elect by plurality vote 5 trustees of said district.

The first meeting of the board of trustees shall be held as soon as convenient after they have been elected as above provided. At this original meeting, they shall elect from their membership a president, a clerk and a treasurer, shall adopt a corporate seal, may ordain and establish such by-laws consistent with the laws of the state as are necessary for their own convenience and the proper management of the affairs of said district, and may do all other acts, matters and things necessary to perfect their organization. At said first meeting the trustees so elected shall determine by lot the term of office of each trustee so that 1 trustee shall retire on the 1st Monday in March each year, and whenever the term of office of a trustee expires, his successor shall be elected by plurality vote by the inhabitants of said district for a term of 5 years.

When any trustee ceases to be a resident of said district, he vacates the office of trustee. When any vacancy upon the board of trustees occurs because of change of residence of trustees, resignation, death or any cause except normal expiration of term of office, a trustee shall be appointed at a joint session of the 3 selectmen of the town of Gray and the remaining trustees of said district to serve until the next annual town meeting, at which time a member of said board shall be elected to fill the unexpired portion of the term of the vacant office. All trustees shall be eligible for reelection.

Within 2 weeks after each annual town meeting of the town of Gray, the trustees shall meet for the purpose of electing a president, clerk and treasurer for the ensuing year and until their successors are elected and qualified. The trustees shall have the right and authority to employ such officers and agents as they may deem necessary for the proper conduct and management of the affairs of the district, but such compensation shall be fixed by vote of the legal voters of said district.'

Further amend said Bill by adding thereto a new section, to be numbered 10, to read as follows :

**'Sec. 10. Election of trustees.** The meeting for the election of the first trustees of said district shall be called, advertised and conducted as is provided in section 9 hereof for the acceptance of this act.

All nominations of candidates to be voted for shall be made by nomination papers signed in the aggregate for each candidate by not less than 25 qualified voters within said district. Each voter signing the nomination paper shall make his signature in person and add to it his place of residence, and each voter may subscribe to as many nominations as there are trustees to be elected and no more. Such nomination papers shall, before being filed, be submitted to the town clerk of the town of Gray, who shall forthwith certify thereon what number of the signatures are names of qualified voters in said district; one of the signers to each such separate paper shall swear to the truth thereof and the certificate of such oath shall be annexed to or made upon the nomination papers. Such nomination papers shall be filed with said town clerk at least 7 days, exclusive of Sundays, previous to the day of such election. With such nomination papers shall be filed the consent in writing of the person or persons nominated. All nomination papers, being filed and being in apparent conformity with the foregoing provisions, shall be deemed to be valid, and if not in apparent conformity they may be seasonably amended under oath. In case any candidate who has been duly nominated under the provisions hereof shall die

before the day of election, or shall withdraw in writing, the vacancy may be supplied in the manner herein provided for such nominations. The name so supplied for the vacancy shall, if the ballots have not been printed, be placed on the ballots instead of the original nomination; or, if the ballots have been printed, new ballots containing the new nomination shall, if practicable, be furnished, or slips containing the new nomination shall be printed under the direction of the town clerk, which may be pasted in proper place upon the ballots, and thereafter shall become part and parcel of said ballots as if originally printed thereon.

The ballot shall be substantially as follows: It shall contain the names of all candidates so nominated printed in 1 column under the heading, "For Trustees of the Town of Gray School District." Above such heading shall be printed "Vote for 5 (or such number as may be appropriate) trustees (or trustee). Make a cross to the right of each name voted for." As many blank spaces shall be left after the names of the candidates as there are trustees to be elected, in which the voter may by writing insert the name or names of any person or persons for whom he desires to vote. In preparing his ballot the voter shall mark a cross (X) against and to the right of such names on such ballot as he desires to vote for, not to exceed the number of trustees so to be elected. If the voter shall desire to vote for any person or persons whose name or names are not on the printed ballot, he may fill in such name or names in the blank spaces left therefor by writing the same therein. Where the voter so adds by writing in such new name or names, his vote for such new name or names shall be counted therefor although he may fail to mark a cross against the same. The result of such election shall be declared by said municipal officers and due certificate thereof filed with the town clerk.'