

# MAINE STATE LEGISLATURE

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# NINETY-SEVENTH LEGISLATURE

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Legislative Document

No. 152

H. P. 152

House of Representatives, January 25, 1955.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. McGlaulin of Portland.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-FIVE

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### AN ACT Relating to Delinquent Election Returns.

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

**Sec. 1. R. S., c. 5, § 43, amended.** Section 43 of chapter 5 of the revised statutes is hereby amended to read as follows:

**'Sec. 43. Secretary of State to send messenger for returns or ballots; expense of messenger, how paid.** At the expiration of 14 days after any election specified in the preceding section, the Secretary of State shall forthwith send a messenger to every town from which returns of votes have not been received, as provided in the preceding section, and the expense of each messenger shall be audited and paid as provided in section 79 ~~and added to the next state tax assessed on the town.~~

**Sec. 2. R. S., c. 5, § 79, amended.** Section 79 of chapter 5 of the revised statutes is hereby amended to read as follows:

**'Sec. 79. Expense of sending for returns to be paid by State, and added to state tax of delinquent towns.** The expense of each messenger sent as required by the preceding section shall be audited and allowed by the Governor and Council, and paid out of the State Treasury; ~~and unless they are of opinion that the officers of any delinquent town have fully performed their duties in making the required returns, the amount so paid shall be added to the next state tax assessed on such town;~~ but if the same messenger is sent to two or more towns on the same route, the amount to be paid by each of them shall be apportioned by the Governor and Council according to their relative distances and the expense of traveling. **If the Governor and Council determine that the officers of any delinquent town have not fully performed their duties in**

making the required returns, the amount so paid shall be repaid the State by such town. Such town shall be precluded from drawing from the State Treasury any funds set apart for such town so long as such amount remains unpaid.'