

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 772**

H. P. 545

House of Representatives, February 14, 1957.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Stanley of Bangor.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-SEVEN

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### **AN ACT Relating to Physical Incapacity Voting.**

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

**Sec. 1. R. S., c. 6, § 1, amended.** Section 1 of chapter 6 of the Revised Statutes is hereby amended to read as follows:

**'Sec. 1. "Absentee voters" defined.** An absentee voter is 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 except when he is serving a sentence in jail or in any penal institution, after conviction, in this or any other state, of a criminal offense, but who, through absence from the city or town in which he is entitled to vote, or who, through some physical incapacity not adversely affecting his soundness of mind, to which condition a physician duly admitted to practice, a nurse duly registered as provided by the laws of Maine, a duly accredited Christian Science Practitioner who is listed in the Christian Science Journal, shall have certified after examination, or who for religious reasons, is unable to cast his ballot at the voting place where he is entitled to vote, at any city election, which shall include a city primary where the Australian ballot is used, at any primary election held pursuant to the provisions of sections 1, 15, 46 and 47 of chapter 4, or at any general or special state election as the term state election is defined in section 1 of chapter 5, including also elections for the choice of electors of President and Vice-President of the United States, elections held in accordance with the initiative or referendum provisions of the Constitution of Maine, and elections to vote upon amendments to the Constitution of Maine.'

Sec. 2. R. S., c. 6, § 2, sub-§ V, amended. Subsection V of section 2 of chapter 6 of the Revised Statutes is hereby amended to read as follows:

V. "STATE OF MAINE

~~PHYSICIAN'S~~ CERTIFICATE OF PHYSICIAN, OR OTHER DULY AUTHORIZED PERSONS—PHYSICAL INCAPACITY VOTING

To the Election officials of the \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_ County, Maine:

~~This is to certify that~~ I, the subscriber, am (1) a duly licensed and regularly practicing physician and resident in the \_\_\_\_\_ of \_\_\_\_\_, County, Maine (2) a nurse duly registered as provided by the laws of Maine, or (3) a duly accredited Christian Science Practitioner who is listed in the Christian Science Journal (strike out title not applicable) hereby certify that:

\* \* \* \* \*

A. That on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, I examined \_\_\_\_\_ of \_\_\_\_\_ in \_\_\_\_\_ County, Maine; that said \_\_\_\_\_ is suffering from the following described ailment:

\* \* \* \* \*

B. That \_\_\_\_\_, of \_\_\_\_\_ County, Maine, is confined to his (her) home because of illness and is under my care and treatment; that the ailment with which the said \_\_\_\_\_ is afflicted is \_\_\_\_\_.

The applicant \_\_\_\_\_, personally known to me, will by reason of physical disability be unable to cast his (her) ballot at the voting place on the day of election.

\* \* \* \* \*

~~(Physicians should use whichever paragraph, A or B, is applicable.)~~

That said ~~ailment~~ physical disability does not adversely affect the soundness of mind but does prevent the above-named person from going to the polls on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, the day of the \_\_\_\_\_ election.

Name .....  
Residence .....  
City, Town State  
Designation .....