

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE.

1878.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1878.

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## CHAP. 2.

## Chapter 2.

An act to amend section thirty-two, chapter four of the Revised Statutes, as amended by chapter two hundred and thirteen of the public laws of eighteen hundred and seventy-seven, relating to elections.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

Sec. 32, ch. 4, R. S., as amended by ch. 213, public laws 1877, amended.

Section thirty-two of chapter four of the revised statutes, as amended by chapter two hundred and thirteen of the public laws of eighteen hundred and seventy-seven, is amended by adding at the end of said section the following words: 'provided, however, that nothing contained in this section shall be construed to give the governor and council any authority to determine questions of eligibility in cases of senators and representatives in the legislature,' so that said section, as amended, shall read as follows :

Result of election, how determined.

'SECT. 32. In order to determine the result of any election by ballot, the number of persons who voted at such election, shall first be ascertained by counting the whole number of separate ballots given in, which shall be distinctly stated, recorded, and returned. No person ineligible to the office shall be declared elected; but votes cast for such person shall be counted to determine whether any person has received the necessary number of all the votes cast. In case of representatives to congress, and to the state legislature, registers of deeds, county and state officers, except where a different rule is prescribed in the constitution, the person or persons, not exceeding the number to be voted for at any one time for any such office, having the highest number of votes given at such election, shall be declared to be elected, and the governor shall issue a certificate thereof. If by reason of two or more of the persons having the highest number of votes receiving an equal number, the election of the requisite number of officers cannot be declared, without declaring more than the requisite number elected, no one of those having an equal number of votes shall be declared to be elected. In all other cases no person shall be deemed or declared to be elected who has not received a majority of the whole number of votes counted as aforesaid; and if a number greater than is required to be chosen receive a majority of the whole number of votes so given, the number so required of those who have the greatest excess in votes over such majority, shall be declared to be elected. If the number to be elected

No ineligible person shall be declared elected, but votes to be counted to determine result.

Officers elected by plurality vote.

—proceedings in case of tie vote.

Officers elected by majority vote.

cannot be so completed, by reason of any two or more of such persons having received an equal number of votes, the persons having such equal numbers shall be declared not elected. In all cases not otherwise provided for, if no person eligible to the office receives the requisite number of votes to elect him, then the governor shall order a new election; *provided, however*, that nothing contained in this section shall be construed to give the governor and council any authority to determine questions of eligibility in cases of senators and representatives to the legislature.'

CHAP. 3.

Proceedings in case of tie vote.

Governor to order a new election, if no eligible person receives requisite number of votes. Governor and council not to determine questions of eligibility in cases of senators and representatives to the legislature.

Approved February 4, 1878.

### Chapter 3.

An act to amend chapter one hundred and twenty-four, section eighteen, of the Revised Statutes, relating to Campmeetings.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, as follows :

Section eighteen, chapter one hundred and twenty-four of the revised statutes, is hereby amended by inserting in first line, after the word "elder," 'officers or;' also after words "of a," in second line, 'religious or temperance,' so that said section shall read :

Sec. 18, ch. 124, R. S., amended.

'SECT. 18. On application of the presiding elder, officers or preachers in charge, or tent masters, of a religious or temperance campmeeting in any town, the municipal officers thereof shall appoint, in writing, signed by a majority of them, one or more police officers to preserve the peace during such meeting, who may arrest any person violating any provision of the preceding section, detain him until a warrant can be issued, and execute such warrant when directed to them; and the presiding officer or committee of arrangements of any such religious assembly or meeting may appoint some suitable person to keep boarders and sell refreshments at such meetings, who shall conform therein to such regulations as the officers appointing them prescribe.'

Special police at campmeetings, how appointed.

Persons to keep boarders, &c., how appointed.

Approved February 4, 1878.