

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

Chapter 17.

An Act to amend Chapter six of the Revised Statutes as it was amended by Chapter sixty-one of the Public Laws of nineteen hundred and seven, in relation to the appointment of Election Clerks.

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

Section twenty-one of chapter six of the revised statutes as amended by chapter sixty-one of the public laws of nineteen hundred and seven, is hereby amended by striking out in the ninth line of said section the words "of more than one thousand inhabitants," and by striking out in the eleventh and twelfth lines of said section the words "and for every town of less than one thousand inhabitants;" also by inserting after the word "determine" as divided between the thirty-second and thirty-third lines of said section, the words, 'And on the recommendation of the political party committee of any other party represented on the official ballot, said municipal officers shall appoint one such election clerk in each polling place for such political party who shall be qualified for the performance of his duties in like manner as the clerks of the two before mentioned parties, shall hold office for a like term or for such part thereof as the party for which he is appointed maintains its right to be represented upon the official ballot, and who during said term shall have like rights and duties with the before mentioned clerks to be present at and witness the counting of votes, and shall serve with or without compensation as the municipal officers in any case may deem advisable, vacancies occurring in case of said clerks to be filled as in case of other clerks herein mentioned,' so that said section as amended, shall read as follows:

Section 21,
chapter 6,
R. S., as
amended by
chapter 61,
public laws
1907,
amended.

'Section 21. The municipal officers of cities, towns and plantations voting in accordance with the provisions of this chapter, shall biennially in the month of May appoint clerks for each polling place; and such municipal officers shall appoint as such clerks such persons as shall be recommended for such appointment by the several political party committees of the several cities, towns or plantations, representing the two political parties, which at the gubernatorial election next preceding such appointment, cast the greatest number of votes.

Clerks shall
be appointed
for each
polling
place.

For each polling place in cities and towns four clerks, and for each polling place in plantations, and for each island ward of the city of Portland and for the island district of the town of Cumberland two clerks shall be appointed. Said clerks shall equally represent each of the political parties which cast the largest number of votes in the state election next preceding

—number
of clerks.

—shall
equally
represent
political
parties.

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—clerks shall be sworn.

—tenure.

—vacancies.

—duties.

—compensation.

—additional clerks.

—tenure.

—rights and duties.

—candidate for office not eligible for clerk.

Two shall be detailed as ballot clerks.

—duties.

Duplicate list of voters for use of clerks.

their appointment. Each of said clerks shall be sworn to the faithful performance of his duties, and shall hold office for two years from the date of his appointment, and until a successor is appointed, and qualified, or he vacates the office. Vacancies occurring in the office of election or ballot clerks shall be forthwith filled by the municipal officers in towns and plantations and by the mayors of cities in manner hereinbefore provided.

Such election clerks shall attend at the times and places designated for meetings in their respective wards, towns or plantations for the election of any national, state, county, city or ward officers, and for the determination of any question submitted to the qualified voters of any city by lawful authority, shall be present at and witness the counting by the presiding election officer or officers of all votes cast in such meetings, and shall receive such reasonable compensation for each day's actual service as the municipal officers of their respective cities, towns and plantations may determine. And on the recommendation of the political party committee of any other party represented on the official ballot, said municipal officers shall appoint one such election clerk in each polling place, for such political party, who shall be qualified for the performance of his duties, in like manner as the clerks of the two before mentioned parties, shall hold office for a like term, or for such part thereof as the party for which he is appointed maintains its right to be represented upon the official ballot, and who during said term shall have like rights and duties with the before mentioned clerks to be present at and witness the counting of votes, and shall serve with or without compensation as the municipal officers in any case may deem advisable, vacancies occurring in case of said clerks to be filled as in case of other clerks herein mentioned.

No person shall be eligible to the position of election clerk in any ward, town or plantation where he is a candidate to be voted for.

Two of the clerks in each polling place, one from each political party shall be detailed by the municipal officers to act as ballot clerks. The two ballot clerks thus detailed and appointed in each polling place shall have the charge of the ballots therein and shall furnish them to the voters in the manner hereinafter set forth.

A duplicate list of the qualified voters in each ward, town or plantation shall be prepared for the use of the ballot clerks, and all the provisions of law relative to the preparation, furnish-

ing and preservation of check lists shall apply to such duplicate lists.

Provisions in the charter of any city for the election of two persons to assist the warden in receiving, sorting and counting the ballots, are not affected by the provisions hereof; but persons so elected shall be deemed election clerks for that purpose; they shall equally represent the two political parties which, at the state election next preceding cast the greatest number of votes.'

Provisions
of any city
charter not
affected.

Approved February 24, 1909.

Chapter 18.

An Act to amend Section nine of Chapter one hundred twenty-seven of the Revised Statutes of Maine, relating to Cheating by False Pretenses.

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

That section nine of chapter one hundred and twenty-seven of the revised statutes of Maine, be and is hereby amended by adding after the word "Republic," in the second line of said section, the words 'United Spanish War Veterans, Union Veteran's Union,' and by adding after the word "Republic," in the fifth line of said section, the words 'United Spanish War Veterans, Union Veteran's Union,' so that said section, as amended, shall read as follows:

Section 9,
chapter 127,
R. S.,
amended.

'Section 9. Whoever wilfully wears the badge of the Grand Army of the Republic, United Spanish War Veterans, Union Veteran's Union, or of the Sons of Veterans, or uses or wears the same to obtain aid or assistance thereby, within the state, unless he shall be entitled to use or wear the same under the rules and regulations of the Department of Maine, Grand Army of the Republic, United Spanish War Veterans, Union Veteran's Union, or of the Sons of Veterans, shall be punished by imprisonment for not more than thirty days, or by fine not exceeding twenty dollars, or by both such fine and imprisonment.'

Unauthor-
ized use of
badges.

—penalty.

Approved February 24, 1909.