

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

**1913**

Including Acts and Resolves of the Special Session held  
in 1912.

---

Published by the Secretary of State, agreeably to Resolves of  
June 28, 1820, February 18, 1840, and March 16, 1842.

---

AUGUSTA  
KENNEBEC JOURNAL PRINT  
1913

---

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth  
Legislature

*1913*

---

CHAP. 152

—re-enlistment of man over forty-five years of age.

expiration. No man of forty-five years of age or over shall be re-enlisted unless he has served the full period of his last preceding enlistment, has the permission of the commanding officer of the organization in which he desires to enlist, and of the adjutant general and has passed the physical examination prescribed by regulations.'

Approved March 31, 1913.

**Chapter 152.**

An Act to Provide for the Safe Keeping of All Bonds Indemnifying the State.

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

Indemnity bonds shall be deposited in state treasury.

Inconsistent acts repealed.

Section 1. All bonds indemnifying the state, other than the bond of the treasurer of the state, shall be deposited in the office of the treasurer of the state.

Section 2. All acts or parts of acts inconsistent with this act are hereby repealed.

Approved March 31, 1913.

**Chapter 153.**

An Act to Amend Chapter One Hundred Twenty-two of the Public Laws of Nineteen Hundred and Eleven Relating to Corrupt Practices at Elections.

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

Section 1 of chapter 122, P. L. of 1911, amended.

This act shall apply to caucuses, primaries and to elections.

—terms explained.

Section 1. Section one of chapter one hundred twenty-two of the public laws of nineteen hundred eleven is hereby amended by striking out the last sentence thereof, so that said section, as amended, shall read as follows:

'Section 1. The provisions of this act shall apply to the election of all officers for whom ballots shall be cast pursuant to the provisions of chapter six of the revised statutes and to the elections of all officers to be voted for by the legislature or either branch thereof, the board of aldermen, municipal officers, common council or city council of any city, to all caucuses and primary elections preliminary to any such other elections and to all candidates to be voted for at such elections, caucuses and primary elections. The term "caucuses and primary elections" shall include: (a) all meetings held to nominate a candidate for office or to elect delegates to a nominating convention; (b) nominating conventions of such delegates; and (c) caucuses of members of the legislature or either branch thereof, of the board of aldermen, common council, or city council of any city.'

Section 2. Section two of said act is hereby amended by inserting between the sentence ending "secretary of state" and the sentence beginning "Every such writing," the following: "The treasurer of a representative-class committee shall file such writing with the town clerk of the town within which he resides," so that said section, as amended, shall read as follows:

'Section 2. The term "political committee" shall include every committee or combination of three or more persons to aid or promote the success or defeat of any political party or principle in any such election, or to aid or take part in the nomination or election of any candidate for public office. The term "treasurer" shall include all persons appointed by any political committee to receive or disburse moneys to aid or promote the success or defeat of any such party, principle, or candidate. The term "political agent" shall include all persons appointed by any candidate before any such election, caucus, or primary election to assist him in his candidacy. No person shall act as any such treasurer or political agent unless, after his appointment and before the election for which he is appointed, a writing designating him as such treasurer or political agent shall be filed with the secretary of the state, except that, in case the duties of such treasurer or political agent shall relate to any town, city or ward election exclusively, or to any caucus or primary election preliminary thereto, such writing shall be filed with the town clerk of the town within which such candidate resides instead of with said secretary of the state. The treasurer of a representative-class committee shall file such writing with the town clerk of the town within which he resides. Every such writing shall designate the particular period, election, caucus, or primary election during which such treasurership or political agency shall continue. Nothing in this act shall prevent the treasurer or political agent of any organization or candidate from being the treasurer or political agent of any other organization or candidate, and any candidate for public office may designate himself as his own political agent.'

Section 3. Section three of said act is hereby amended so as to read as follows:

'Section 3. Any person nominated as a candidate for public office, or a candidate for such nomination, may make a voluntary payment of money to any treasurer or political agent for any of the purposes permitted by this act; provided, however, that no person other than such a candidate shall, to aid or promote the success or defeat of any political party or principle, or of any candidate for public office, within six months prior to any such election make a contribution of money or property

CHAP. 153

Section 2 of  
chapter 122,  
P. L. of  
1911,  
amended.

Term political  
committee  
defined.

—term  
treasurer  
defined.

—political  
agent  
defined.

—appoint-  
ment of  
treasurer or  
political  
agent shall  
be filed with  
secretary of  
state.

—except-  
tion.

Section 3 of  
chapter 122,  
P. L. of  
1911,  
amended.

Contribu-  
tion of  
money for  
election or  
nomination  
purposes  
regulated.

—proviso.

CHAP. 153

to any person other than to a treasurer or political agent. Nothing contained in this act shall limit or affect the right of any person to expend money for proper legal expenses in maintaining or contesting the results of any such election.'

Section 4 of chapter 22, P. L. 1911, amended.

Only political agents or treasurer may make payments for expenses.

—exception.

Section 4. Section four of said act is hereby amended so as to read as follows:

'Section 4. No person other than a treasurer or political agent shall pay any of the expenses of any election, caucus, or primary election, except that a candidate may pay his actual personal expenses for postage, telegrams, telephones, stationery, express, and traveling; but the provisions of this section shall not apply to non-partisan election and ante-election expenses paid for out of the public moneys of the state, or of any town, city or other municipality.'

Section 5 of chapter 122, P. L. of 1911, amended.

Treasurer or political agents may pay certain expenses.

—for halls, etc.

—for printing and circulating pamphlets, etc.

—for ballots, etc.

—for rooms, etc.

—for paying clerks.

—for traveling expenses.

—for postage, etc.

—term conveyance charges, defined.

Section 5. Section five of said act is hereby amended so as to read as follows:

'Section 5. Subject to the foregoing limitations, it shall be lawful for any treasurer or political agent, in connection with any election, caucus, or primary election, to pay the following expenses: (a) of hiring public halls and music for conventions, public meetings, and public primaries, and for advertising the same by posters or otherwise; (b) of printing and circulating political newspapers, pamphlets, and books; (c) of printing and distributing ballots and pasters; (d) of renting and furnishing rooms to be used by political committees, and for the reasonable entertainment and refreshment, exclusive of alcoholic beverages, of the members of such committee; (e) of compensating clerks and other persons employed in committee rooms and at the polls; (f) of traveling expenses of political agents, committees and public speakers, and reasonable compensation to public speakers; (g) of necessary postage, telegrams, telephones, printing, newspaper advertising, express and conveyance charges. The term "conveyance charges" shall include the conveyance of electors to the polls. No treasurer or political agent shall incur any expense for any purpose not authorized by this section.'

Section 6 of chapter 122, P. L. of 1911, amended.

Treasurer or political agent shall file statement of money expended or promised.

Section 6. Section six of said act is hereby amended so as to read as follows:

'Section 6. Within fifteen days after any such election, every treasurer and every political agent shall file an itemized sworn statement with the officer with whom his designation was filed as aforesaid, which statement shall include the amount of money or property in each case received or promised, the name of the person from whom it was received or by whom it was

promised, the amount of every expenditure made or liability incurred, (other than the actual personal expenses of candidates enumerated in section four, which need not be returned), the name of the person to whom such expenditure or promise was made, and shall clearly state the purpose for which such money or property was so expended or promised. Any treasurer or political agent who shall fail to file such a statement within the time required, shall be fined twenty-five dollars for each day on which he is in default, unless he shall be excused by the court. This section shall not apply to primary elections held under the provisions of the act adopted by the qualified voters of this state at the special election held September eleven, nineteen hundred and eleven, nor shall it apply to candidates who are their own political agents, the return required of such candidates under the provisions of section seven of this act being sufficient.'

—penalty for failure to file statement.

Section 7. Section seven of said act is hereby amended so as to read as follows:

Section 7 of chapter 122, P. L. of 1911, amended.

'Section 7. Every candidate for public office, including candidates for the office of senator of the United States, shall, within fifteen days after the election at which he was a candidate, file with the secretary of the state, if a candidate for a senator of the United States, representative in Congress, or for any state or county office, state senator or representative in the legislature, but with the town clerk of the town in which he resides, if he was a candidate for a town, city, or ward office, an itemized, sworn statement setting forth in detail all the moneys contributed, expended, or promised by him to aid and promote his nomination or election, or both, as the case may be, and all existing unfulfilled promises, or liabilities remaining uncancelled and in force at the time such statement is made, whether such expenditures, promises, and liabilities were made or incurred before, during or after such election, excepting, however, his actual personal expenses enumerated in section four, which he need not return. If no money or other valuable thing was given, paid, expended, contributed, or promised, and no unfulfilled liabilities were incurred by a candidate for public office to aid or promote his nomination or election, (other than said actual personal expenses), he shall file a statement to that effect within fifteen days after the election at which he was a candidate. Any candidate who shall fail to file such a statement shall be fined twenty-five dollars for every day on which he is in default, unless he shall be excused by the court. Fifteen days after any such election the secretary of the state or

After election candidates shall file statement of contributions, etc.

—statement shall be made if no money was expended.

—penalty for failure to file statement.

CHAP. 153

the town clerk, as the case may be, shall notify the proper prosecuting officer of any failure to file such a statement on the part of any candidate, and within ten days thereafter such prosecuting officer shall proceed to prosecute such candidate for such offense. This section shall not apply to primary elections held under the provisions of the act adopted by the qualified voters of this state at the special election held September eleventh, nineteen hundred and eleven.'

Section 9 of chapter 122, P. L. 1911, amended.

Secretary of state shall furnish blanks.

Section 11 of chapter 122, P. L. of 1911, amended.

Persons who shall be deemed guilty of corrupt practices and penalty. —persons who accept money, etc., for voting.

—persons who for money, etc., abstain from voting.

—persons who shall solicit contributions. —exceptions.

Section 8. Section nine of said act is hereby amended so as to read as follows:

'The secretary of the state shall, at the expense of the state, provide every town clerk with blank forms suitable for the statements required to be returned to the secretary of state.'

Section 9. Section eleven of said act is hereby amended, in sub-sections (c) and (d) thereof, so that, as amended, said section shall read as follows:

'SECTION 11. The following persons shall be guilty of corrupt practices and shall be punished by a fine of not less than fifty nor more than two thousand dollars or by imprisonment for not less than thirty days, nor more than two years, or by both.

(a) Every person who shall directly or indirectly receive, accept, request, or solicit from any person, committee, association, organization or corporation any money, gift, advantage, preferment, aid, emolument, or any valuable thing whatsoever, for the purpose of inducing or procuring any person to vote or refrain from voting for or against any person, or for or against any measure at any such election, caucus, or primary election. (b)

Every person who, in consideration of any money, gift, advantage, preferment, aid, emolument, or any valuable thing whatsoever, paid, received, accepted, or promised to the advantage of himself or any other person, shall vote or refrain from voting for or against any person, or for or against any measure at any such election, caucus, or primary election. (c) Every

person, other than political committees, treasurers, and political agents, as defined in section two, who shall solicit from any candidate for the office of elector of president and vice-president of the United States, of senator of the United States, or representative in Congress, or of any state, county, town, city, or ward office, any money, gift, contribution, emolument, or other valuable thing for the purpose of using the same for the support, assistance, benefit, or expenses of any club, company, or organization, or for the purpose of defraying the cost or expenses of any political campaign or election. But this sub-section shall not be construed to permit political agents of candidates for the legislature to solicit contributions from candi-



dates for the office of United States senator. (d) Every person who shall, directly or indirectly, pay, give, contribute, or promise any money or other valuable thing, to defray, or towards defraying, the cost or expenses of any campaign or election to any person, committee, company, club, organization, or association other than to a treasurer or political agent; but this sub-section shall not apply to the actual personal expenses for postage, telegrams, telephones, stationery, express, or traveling incurred by any candidate for office or for nomination thereto. (e) Every person who, in order to secure or promote his own nomination or election as a candidate for public office, shall, directly or indirectly, promise to appoint or promise to secure or assist in securing the appointment, nomination, or election of any other person to any public position, or to any position of honor, trust, or emolument, provided, however, that any person may publicly announce his own choice or purpose in relation to any appointment, nomination, or election in which he may be called to take part, if he shall be nominated for or elected to any public office. (f) Every person who shall, directly or indirectly by himself or through another person, make a payment or promise of payment to a treasurer or political agent, in any other name than his own, and every treasurer or political agent who shall knowingly receive a payment or promise of payment, or enter or cause the same to be entered in his accounts, in any other name than that of the person by whom such payment or promise of payment is made.'

CHAP. 154

—persons who pay, etc., to any except to a treasurer or political agent.

—candidates who promise appointments, etc.

—persons who promise or make contribution under false name.

Section 10. Section twelve of said act is hereby repealed.

Section 12 of chapter 122, P. L. of 1911, repealed.

Approved March 31, 1913.

### Chapter 154.

An Act to Authorize Cities and Towns to appropriate and Expend Money for Advertising Purposes.

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

Section 1. Any city or town may appropriate any sum, not exceeding one mill on a dollar, based on the valuation of the preceding year, to be expended and used for advertising the natural resources, advantages and attractions of such city or town.

Cities and towns may appropriate money for advertising natural resources.

Section 2. The provisions of this act shall not apply to cities of more than fifty thousand inhabitants.

Exception.

Approved March 31, 1913.