

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

Chapter 64

AN ACT Amending the Charter of Baileyville School District.

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

Sec. 1. P. & S. L., 1955, c. 98, § 3, amended. The 1st paragraph of section 3 of chapter 98 of the private and special laws of 1955 is hereby amended by adding at the end thereof the following new sentence:

'Notwithstanding anything to the contrary in this act, the trustee of the district appointed to hold office until the third meeting of the district following acceptance of chapter 98 of the private and special laws of 1955, shall hold office until the 1958 annual town meeting of the town of Baileyville, and until his successor is elected and qualified.'

Sec. 2. P. & S. L., 1955, c. 98, § 3, amended. The 3rd and 4th paragraphs of section 3 of chapter 98 of the private and special laws of 1955 are hereby amended to read as follows:

'At each annual meeting of ~~the district~~ said town of Baileyville, beginning with the 1958 annual meeting ~~next after the acceptance of this act~~, one trustee shall be elected as hereinafter provided to serve a term ending at the meeting of ~~the district~~ said town occurring 3 years thereafter. When any trustee ceases to be a resident of said district, he vacates his office as trustee. Any vacancy upon the board of trustees occurring from any cause except normal expiration of term of office shall be filled by the remaining trustees for the unexpired term. All trustees shall be eligible for re-election or reappointment, as herein provided.

All nominations of candidates to be elected as trustees under this act shall be made by nomination papers signed in the aggregate for each candidate by no less than 20 qualified voters resident in said district. Each voter signing a nomination paper shall make his signature in person, and each voter may subscribe to only one nomination. Such nomination papers, before being filed shall be submitted to the town clerk of the town of Baileyville, who shall forthwith certify thereon what number of the signatures are names of qualified voters resident in said district; one of the signers to each such separate paper shall swear to the truth thereof, and the certificate of such oath shall be annexed to or made upon the nomination papers. Such nomination papers shall be filed with the town clerk of said town of Baileyville at least 7 days, exclusive of Sundays, previous to the day of such election. With such nomination papers shall also be filed the consent in writing of the person or persons nominated. All nomination papers, being filed and being in apparent conformity with the foregoing provisions, shall be deemed to be valid; and if not in apparent conformity they may be seasonably amended under oath. In case any candidate who has been duly nominated under the provisions hereof shall die before the day of election, or shall withdraw in writing, or shall remove his place of residence from said district, the vacancy may be supplied in the manner herein provided for such nominations, **except that the time limit for filing such nomination papers shall not apply.** The name so supplied for the vacancy shall, if the ballots have not been printed, be placed on the ballots instead of the original nomination; or if the ballots have been printed, new ballots containing the new nomination, shall, if practicable, be furnished, or slips containing the new nomination shall be printed under the direction of the town clerk, which shall be pasted upon the ballots and over the name of the candidate whose nomination has been vacated as aforesaid, and thereafter shall become part of said ballots as if originally printed

thereon. The ballot in said district shall contain the names of all candidates so nominated in such district alphabetically arranged, printed in one column under the heading, "For Trustee of the Baileyville School District." Above such heading shall be printed "Vote for One. Make a cross or check mark to the right of the name of the candidate voted for." One blank space shall be left after the name of the candidates in which the voter may by writing insert the name of any person for whom he desires to vote. In preparing his ballot the voter shall mark a cross (X) or check mark (✓) against and to the right of the name of the candidate for whom he desires to vote. If the voter shall desire to vote for any person whose name is not printed on the ballot, he may fill in such name in the blank space left therefor by writing the same therein, or by using a sticker containing such new name. Where the voter so adds by writing such name, his vote for such person shall be counted therefor although he may fail to mark a cross or check mark against the same. At each annual meeting of said town of Baileyville balloting for trustee of said district shall take place concurrently with balloting for municipal officers of said town, but separate ballots shall be provided for the balloting for trustee of the district as hereinbefore provided. The result of such election shall be declared by the town council of the town of Baileyville and due certificate thereof filed with the town clerk and with the clerk of the district.'

Sec. 3. P. & S. L., 1955, c. 98, § 4, repealed and replaced. Section 4 of chapter 98 of the private and special laws of 1955 is hereby repealed and the following enacted in place thereof:

'Sec. 4. Special meetings; qualification of voters of district. Special meetings of the district may be called by the board of trustees at any time, and notice of special meetings, stating the place and time thereof and the business to be transacted thereat, shall be signed by the president or clerk of the board of trustees and shall be conspicuously posted in at least 2 public places within the district, not less than 7 days, exclusive of Sundays, before the meeting. Any such meeting may be adjourned from time to time by vote of the qualified voters present thereat, though less than a quorum, and without notice of the time and place of the adjourned session, other than announcement at the meeting. Eleven persons qualified to vote in such meetings shall constitute a quorum. For the holding of any such special meeting of the district, the trustees of said district shall have the same powers, and perform the same duties, as otherwise are exercised and performed by selectmen of towns in correcting and preparing lists of persons qualified to vote, and for that purpose shall be in session at a place designated by the trustees between the hours of 10 o'clock in the forenoon and 12 o'clock noon on the secular day before the date of the meeting. All meetings of the district shall be presided over by a moderator chosen in the same manner and with the same authority as moderators of town meetings. All persons resident in said district and qualified to vote for Governor under the laws of the state shall be entitled to vote at any meeting of the district.'

Effective August 28, 1957

Chapter 65

AN ACT Relating to the Board of Harbor Commissioners for the Harbor of Portland and its Powers.

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

Sec. 1. P. & S. L., 1917, c. 192, § 2, amended. Section 2 of chapter 192 of the private and special laws of 1917 is hereby amended to read as follows: