

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and Third Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE  
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If a district to which this section is applicable shall have issued temporary notes or renewal notes in anticipation of state aid to an amount in excess of the amount of state aid to which the district is entitled for its project, any unexpended balance of the proceeds of such temporary notes or renewal notes shall be used for the repayment thereof and the outstanding balance, if any, of such temporary notes or renewal notes shall be repaid from sums which shall be included in the next annual budget of the district and shall not be subject to change at the district budget meeting.

**Sec. 12. Proceedings validated.** All proceedings taken between May 11, 1966 and the effective date of this Act by the voters, school directors or officers of any School Administrative District in connection with the authorization, issuance, sale, execution and delivery of bonds or notes for capital outlay purposes or notes in anticipation of state aid for school construction pursuant to the Revised Statutes then in effect and all such bonds or notes heretofore issued thereunder by School Administrative Districts are hereby validated, confirmed, approved and declared legal in all respects notwithstanding any defect or irregularity therein.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 27, 1967

## Chapter 225

### AN ACT to Revise the Election Laws.

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

**Sec. 1. R. S., T. 21, § 362, amended.** The first sentence of section 362 of Title 21 of the Revised Statutes is amended to read as follows:

On request at least ~~3~~ **5 business** days in advance of a municipal caucus by the person who calls it, the registrar shall prepare a certified copy of the voting list for use at the caucus, at the expense of the municipality.

**Sec. 2. R. S., T. 21, § 443, amended.** Section 443 of Title 21 of the Revised Statutes is amended to read as follows:

#### § 443. Qualification for state or county office

A candidate for any state or county office must be a **voting** resident of the electoral division he seeks to represent on the date established for filing primary petitions in the year he seeks election. He must maintain this **voting** residence during his term of office.

**Sec. 3. R. S., T. 21, § 531, amended.** Section 531 of Title 21 of the Revised Statutes, as amended by section 3 of chapter 451 of the public laws of 1965, is further amended by adding at the end, a new sentence, as follows:

The clerk and the special deputy shall be paid a reasonable compensation as determined by the municipal officers.

Sec. 4. R. S., T 21, § 531-A, additional. Title 21 of the Revised Statutes is amended by adding a new section 531-A, to read as follows :

§ 531-A. Duties and vacancies — ward clerk

In the absence or incapacity of the warden, the ward clerk may perform the duties of the warden. The vacancy of ward clerk shall be filled by the appointment of an election clerk of the same political party as the ward clerk to serve as ward clerk pro tem and such appointment shall be made by the warden.

Sec. 5. R. S., T. 21, § 532, sub-§ 2, ¶ C, amended. Paragraph C of subsection 2 of section 532 of Title 21 of the Revised Statutes is amended by adding at the end, a new sentence, to read as follows :

In the event the municipal committee shall fail to nominate a sufficient number of election clerks to perform the duties prescribed by this Title, the clerk or municipal officers shall appoint the necessary number to fill the vacancy on election day.

Sec. 6. R. S., T. 21, § 532, sub-§ 2, ¶ D, additional. Subsection 2 of section 532 of Title 21 of the Revised Statutes is amended by adding a new paragraph D, to read as follows :

D. Counters. The clerk may appoint a sufficient number of election clerks, an equal number from each political party, to serve as counters at the close of polls who shall be paid a reasonable compensation as determined by the municipal officers.

Sec. 7. R. S., T 21, § 532, sub-§ 5, amended. The last sentence of subsection 5 of section 532 of Title 21 of the Revised Statutes, as enacted by section 4 of chapter 451 of the public laws of 1965, is amended to read as follows :

They shall be in attendance ~~at all times~~ during voting hours on election day.

Sec. 8. R. S., T. 21, § 631, amended. The first paragraph of section 631 of Title 21 of the Revised Statutes is amended to read as follows :

The registrar shall accept registrations prior to a regular election according to the time schedule prescribed by this section ~~or by the municipal officers under section 633.~~

Sec. 9. R. S., T. 21, § 631, sub-§§ 4, 5, amended. Subsections 4 and 5 of section 631 of Title 21 of the Revised Statutes are amended to read as follows :

4. Municipality of 10,001 to 24,000 population. In a municipality of 10,001 to ~~25,000~~ 24,000 population, he shall accept registrations from 1 to 5 p.m. and from 7 to 9 p.m. on the 8th to 14th business days next prior to election day. He shall not accept registrations on election day or on the 7 business days next prior to it.

5. Municipality of 24,001 or more. In a municipality of ~~25,001~~ 24,001 or more population, he shall accept registrations from 1 to 5 p.m. and from 7 to 9 p.m. on the 10th to 18th business days next prior to election day. He shall not accept registrations on election day or on the 9 business days next prior to it.

**Sec. 10. R. S., T. 21, § 632, amended.** The first paragraph of section 632 of Title 21 of the Revised Statutes is amended to read as follows:

The registrar shall accept registrations prior to a special election according to the time schedule prescribed by this section ~~or by the municipal officers under section 633.~~

**Sec. 11. R. S., T. 21, § 638, sub-§ 2, ¶ A, additional.** Subsection 2 of section 638 of Title 21 of the Revised Statutes is amended by adding a new paragraph A, to read as follows:

**A.** In a municipality which has more than one voting district, if a voter has changed his address and votes absentee after the close of registration, he must send a written notice of his new address along with his absentee application notifying the board of registration of his new address. A certificate containing his name and new address shall be directed to the warden of his new voting place to be attached to the incoming voting list on election day.

**Sec. 12. R. S., T. 21, § 701, sub-§ 2, ¶ B, amended.** The first sentence of paragraph B of subsection 2 of section 701 of Title 21 of the Revised Statutes is amended to read as follows:

The ballot must contain the name, **without any title**, and place of residence of each candidate arranged under the proper office designation alphabetically by surname.

**Sec. 13. R. S., T. 21, § 702, sub-§ 2, ¶ D, amended.** The first sentence of paragraph D of subsection 2 of section 702 of Title 21 of the Revised Statutes is amended to read as follows:

The ballot must contain the name, **without any title**, and place of residence of each nominee arranged under the proper office designation alphabetically by surname.

**Sec. 14. R. S., T. 21, § 761, amended.** Section 761 of Title 21 of the Revised Statutes is amended to read as follows:

#### § 761. Posting of

The registrar shall post a certified copy of the voting list for each voting district at the usual voting place in that district at least ~~30~~ 5 days before any regular election. He need not post the list before a special election.

**Sec. 15. R. S., T. 21, § 801, sub-§ 2, amended.** Subsection 2 of section 801 of Title 21 of the Revised Statutes is amended to read as follows:

**2. Election materials distributed and posted.** At the opening of the polls, the warden shall open the boxes of election materials, break the seals on the packages publicly and distribute the ballots to the incoming election clerks. He shall then post ~~an adequate number of instruction poster posters~~ in each voting booth, and ~~3~~ an adequate number of instruction posters and ~~5~~ specimen ballots in the voting room outside the guardrail.

**Sec. 16. R. S., T. 21, § 891, sub-§ 1, amended.** Subsection 1 of section 891 of Title 21 of the Revised Statutes is amended to read as follows:

1. **Within the guardrail.** ~~Election~~ The clerk, election officials and not more than 2 voters in excess of the number of voting booths may be within the guardrail. The warden may permit peace officers to be within the guardrail to enforce the law. All other persons must remain outside.

**Sec. 17. R. S., T. 21, § 1041, repealed and replaced.** Section 1041 of Title 21 of the Revised Statutes is repealed and the following enacted in place thereof:

**§ 1041. Warden to post specimen ballots or labels**

The warden shall post 2 sets of specimen ballots or 2 sets of specimen ballot labels conspicuously at the voting place at the opening of the polls on election day.

**Sec. 18. R. S., T. 21, § 1255, repealed and replaced.** Section 1255 of Title 21 of the Revised Statutes is repealed and the following enacted in place thereof:

**§ 1255. Deadline**

In order to be valid, an absentee ballot must be delivered to the clerk before 3 p.m. on election day.

**Sec. 19. R. S., T. 21, § 1256, sub-§ 5, amended.** Subsection 5 of section 1256 of Title 21 of the Revised Statutes is amended to read as follows:

**5. Envelopes and lists delivered.** Before the polls are closed on election day, he shall deliver the return envelopes ~~including those received after the deadline~~ prescribed by section 1255 with the applications attached, and the list required by subsection 4 to the warden of the voting district in which the voter is registered.

**Sec. 20. R. S., T. 21, § 1259, sub-§ 2, amended.** The last sentence of subsection 2 of section 1259 of Title 21 of the Revised Statutes is amended to read as follows:

After having an election clerk, who is of a different political party from the warden, mark the letters "AV" beside the name of each absentee voter on the incoming voting list, he shall deposit the ballot in the ballot box.

**Sec. 21. R. S., T. 21, § 1262, amended.** The last sentence of section 1262 of Title 21 of the Revised Statutes is amended to read as follows:

The clerk shall keep them in his office for 3 2 months after election day unless sooner released to the Secretary of State.

**Sec. 22. R. S., T. 21, § 1309, amended.** The first sentence of section 1309 of Title 21 of the Revised Statutes is repealed and the following enacted in place thereof:

The clerk shall accept all absentee ballots delivered to him before 3 p.m. on election day.

**Sec. 23. R. S., T. 21, § 1579, sub-§ 17-A, amended.** Subsection 17-A of section 1579 of Title 21 of the Revised Statutes, as enacted by chapter 103 of the public laws of 1965, is amended to read as follows:

17-A. **Soliciting certain votes.** A person who solicits votes from ~~patients in a state hospital for the mentally ill~~ the mentally ill and persons committed to jails and the State Prison;

Effective October 7, 1967

## Chapter 226

### AN ACT Relating to the New England Compact on Radiological Health Protection.

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

R. S., T. 22, c. 163, additional. Title 22 of the Revised Statutes is amended by adding a new chapter 163 to read as follows:

#### CHAPTER 163

#### NEW ENGLAND COMPACT ON RADIOLOGICAL HEALTH PROTECTION

#### SUBCHAPTER I

#### COMPACT

##### § 751. Purposes — Article I

The purposes of this compact are to:

1. **Promote protection.** Promote the radiological health protection of the public and individuals within the party states;
2. **Mutual aid.** Provide mutual aid and assistance in radiological health matters including, but not limited to, radiation incidents;
3. **Personnel and equipment.** Encourage and facilitate the efficient use of personnel and equipment by furthering the orderly acquisition and sharing of resources useful for programs of radiation protection.

##### § 752. Enactment — Article II

This compact shall become effective when enacted into law by any 2 or more of the states of Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont. Thereafter it shall become effective with respect to any other aforementioned state upon its enacting this compact into law. Any state not mentioned in this Article which is contiguous to any party state may become a party to this compact by enacting the same.

##### § 753. Duties of states — Article III

1. **Plan.** It shall be the duty of each party state to formulate and put into effect an intrastate radiation incident plan which is compatible with the interstate radiation incident plan formulated pursuant to this compact.