

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

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J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 61

H.P. 148 - L.D. 156

AN ACT to Reduce the Mandatory Number of Election Clerks for Each Voting Place.

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

Sec. 1. 21 MRSAs §532, sub-§1, as amended by PL 1975, c. 761, §25, is further amended to read:

1. Appointment. Not later than May 1st of each general election year, the municipal officers of each municipality shall appoint as election clerks for each voting place an equal number of persons nominated by the municipal committees of the 2 major parties. At the request of the municipal committee of any minor party represented on the official ballot used at the last general election, the municipal officers shall appoint one election clerk for each voting place nominated by that committee. The municipal officers shall designate an equal number of election clerks from each major party to issue ballots to incoming voters and receive ballots of outgoing voters.

Sec. 2. 21 MRSAs §532, sub-§2, as amended by PL 1981, c. 87, is further amended to read:

2. Number appointed. The municipal officers shall appoint 4 2 election clerks for each voting place in each municipality who must be residents of the municipality.

A. Exception. They shall appoint 2 election clerks for each voting place in a municipality of 300 or less population, in the island wards of the City of Portland, the island district of the Town of Cumberland and the districts of the Town of Cranberry Isles.

B. Additional clerks. They may appoint additional election clerks, if necessary, who are nominated as provided in subsection 1.

C. Alternate clerks. They shall appoint alternate election clerks who are nominated as provided in subsection 1 and who may be called into service by the warden, as needed, to fill a vacancy on election day. 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.

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. 3. 21 MRSA §861, as amended by PL 1977, c. 40, §§1 and 2, is further amended to read:

§861. Voting procedure

The voting procedure is as follows.

1. Name announced. A voter who wishes to vote must state his name and, upon request, street address to an ~~incoming~~ election clerk who shall announce the name in a loud, clear voice.

2. Enters guardrail. The ~~incoming~~ election clerk in charge of the voting list shall place a check mark on the list beside the voter's name and allow him to enter the area within the guardrail.

3. Ballot issued. The ~~incoming~~ election clerk in charge of the ballots shall give the voter one ballot of each kind to which he is entitled.

4. Retires to voting booth. After receiving his ballot, the voter shall retire to a voting booth, mark his ballot without delay, fold it the same as it was when he received it, and leave the voting booth. No ballot, marked or unmarked, shall be left in the voting booth by the voter.

5. Ballot deposited. When he leaves the voting booth, the voter shall proceed to the ballot box, and ~~announce his name and, upon request, street address to the outgoing election clerk in charge of the voting list.~~ As seen as the ~~outgoing~~ election clerk checks his name on the list, the The clerk shall require the voter to deposit in the ballot box all ballots, marked or unmarked, issued to the voter under subsection 3, and the voter shall then leave the area within the guardrail. He may not leave the area within the guardrail until he has deposited his ballot.

6. Reentry prohibited. A voter who has once left the area within the guardrail may not reenter.

7. Ballot box opening covered. The outgoing election clerk in charge of the ballot box shall keep the opening covered except when receiving a ballot.

Effective September 23, 1983.

CHAPTER 62

H.P. 177 - L.D. 206

AN ACT to Provide Furloughs from County Jails for 3 Days or More if Reason is Consistent with the Rehabilitation of an Inmate or Prisoner.

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

34 MRSA §1008, first ¶, as enacted by PL 1975, c. 191, §2, is amended to read:

The sheriff is authorized to establish regulations for and to permit a prisoner under the final sentence of a court a furlough from the county jail in which he is confined. Furlough may be granted for not more than 3 days at one time in order to permit the prisoner to visit a dying relative or to obtain medical services, which may be for a period of longer than 3 days if medically required or for any other reason consistent with the rehabilitation of an inmate or prisoner which is consistent with the laws, rules or regulations of the department.

Effective September 23, 1983.

CHAPTER 63

H.P. 295 - L.D. 354

AN ACT to Amend the Banking Code Regarding Directors' Meetings and Regarding Service Corporations.

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

Sec. 1. 9-B MRSA §316, sub-§2, ¶A, as enacted by PL 1975, c. 500, §1, is repealed and the following