

# MAINE STATE LEGISLATURE

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# DOCUMENTS

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# THE LEGISLATURE

OF THE

STATE OF MAINE.

1865.

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AUGUSTA:

STEVENS & SAYWARD, PRINTERS TO THE STATE.

1865.

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# FORTY-FOURTH LEGISLATURE.

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HOUSE.

No. 28.

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The Committee on the Judiciary to which was referred so much of the Governor's message as relates to "fugitives from draft," have had the same under consideration, and ask leave to report that legislation thereon is inexpedient.

RUFUS P. TAPLEY, *for the Committee.*

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The undersigned, a minority of the Committee on the Judiciary to which was referred so much of the Governor's message as relates to fugitives from the draft, have had the same under consideration, and ask leave to report the accompanying resolves, and recommend their passage.

JOSEPH GRANGER,  
JOSIAH CROSBY,  
NELSON DINGLEY, JR.,  
LEWIS BARKER.

## STATE OF MAINE.

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**RESOLVES** for an amendment of the constitution to provide for the disfranchisement of deserters and absentees from military draft.

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*Resolved*, Two-thirds of both houses concurring and  
2 deeming it necessary, that the following be proposed as  
3 an amendment of the constitution of this state, which,  
4 when approved and adopted in the manner provided  
5 by the constitution, shall become a part thereof: All  
6 persons who at any time previous to the publication of  
7 the proclamation by the governor of the adoption of  
8 this amendment shall have enlisted, or shall have been  
9 drafted, into or for the military or naval service of the  
10 United States or of this state, and shall have wilfully  
11 deserted or absented themselves for the purpose of  
12 avoiding a draft, and shall not return to duty or  
13 respond to the draft before or within three months  
14 after said publication; and all persons who, after said  
15 publication, shall so desert, or shall so absent them-  
16 selves for the purpose of avoiding a draft made after  
17 said publication, are hereby declared to be disqualified  
18 to hold any military or civil office in this state, or to  
19 vote at any election of the same, or of electors of

20 president and vice-president of the United States, or  
21 in any municipal affairs. The legislature shall have  
22 the fullest power to make all necessary laws and regu-  
23 lations in any manner they see fit, to ascertain the  
24 facts, and to carry the foregoing provisions into effect.

*Resolved,* That the aldermen of cities, and selectmen  
2 of the several towns, and the assessors of plantations in  
3 this state, be and they hereby are directed to notify  
4 the inhabitants of their respective cities, towns and  
5 plantations, in the manner prescribed by law, to give  
6 in their votes at the annual meeting in September  
7 next upon the amendment proposed in the foregoing  
8 resolve ; and the question shall be, Shall the constitu-  
9 tion be amended as provided in certain resolves of the  
10 legislature of eighteen hundred and sixty-five, entitled,  
11 “Resolves for an amendment of the constitution to  
12 provide for the disfranchisement of deserters and  
13 absentees from military draft?” And the inhabitants  
14 of said cities, towns and plantations shall vote by  
15 ballot on said question. Those in favor of said  
16 amendment expressing it by the word “Yes” on their  
17 ballots, and those opposed to the amendment express-  
18 ing it by the word “No” on their ballots, and the  
19 ballots shall be received, sorted, counted, declared  
20 and recorded in open ward, town and plantation  
21 meetings, and fair copies of the lists shall be made by

22 the aldermen, selectmen and assessors and clerks of  
23 the several cities, towns and plantations, in the same  
24 manner as votes for senators, and shall be returned to  
25 the office of the secretary of state within twenty days  
26 after said election. The governor and council shall  
27 examine and count the same forthwith after the  
28 expiration of said twenty days; and if it shall appear  
29 that a majority of the inhabitants voting on the  
30 question are in favor of such amendment, it shall  
31 become a part of the constitution. The governor  
32 shall thereupon issue his proclamation, making known  
33 the fact, and shall cause the same to be published six  
34 weeks successively in the state paper at Augusta, the  
35 first publication in which shall be the publication  
36 referred to in said amendment. The governor shall  
37 also cause his proclamation to be published six weeks  
38 successively in all the daily newspapers printed at  
39 Bangor and Portland, and in the Lewiston Journal at  
40 Lewiston.

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## STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, Feb. 9, 1865.

On motion of Mr. DINGLEY of Lewiston, laid on the table, and ordered to be printed for the use of the Legislature.

HORACE STILSON, *Clerk.*