

Maine Revised Statutes
Title 21-A: ELECTIONS
Chapter 9: CONDUCT OF ELECTIONS

§723. DETERMINATION OF ELECTION

The determination of an election or referendum question is governed by the following provisions.
[1985, c. 161, §6 (NEW).]

1. Primary election. In a primary election, the person who receives a plurality of the votes cast for nomination to any office, as long as there is at least one vote cast for that office, is nominated for that office, except for write-in candidates under paragraph A.

A. A write-in candidate who complies with either section 722-A or section 737-A, subsection 2-A and who fulfills the other qualifications under section 334, may be nominated at the primary election if that person receives a number of valid write-in votes equal to at least twice the minimum number of signatures required under section 335, subsection 5, on a primary petition for a candidate for that office.
[2009, c. 253, §38 (AMD).]

B. The Secretary of State shall immediately certify by mail the nomination of each person nominated by the primary election. [1985, c. 161, §6 (NEW).]

[2009, c. 253, §38 (AMD) .]

2. Other elections. In any other election, the person who receives a plurality of the votes cast for election to any office, as long as there is at least one vote cast for that office, is elected to that office, except that a write-in candidate must also comply with either section 722-A or section 737-A, subsection 2-A.

[2009, c. 253, §39 (AMD) .]

3. More than one vacancy. In any election, if there is more than one vacancy in an office, as many persons are nominated or elected as there are vacancies to be filled in decreasing order of the plurality of votes received by them.

[1985, c. 161, §6 (NEW) .]

4. Referendum question. A referendum question is determined by majority vote.

[1985, c. 161, §6 (NEW) .]

SECTION HISTORY

1985, c. 161, §6 (NEW). 1987, c. 146, (AMD). 1991, c. 244, (AMD).
1999, c. 426, §§25,26 (AMD). 2001, c. 310, §49 (AMD). 2001, c. 516,
§§14,15 (AMD). 2009, c. 253, §§38, 39 (AMD).

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