
By: **Senator Stone (Chairman, Ethics and Election Law Subcommittee)**

Introduced and read first time: January 29, 2003

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 12, 2003

CHAPTER 367

1 AN ACT concerning

2 **Election Law - Election Judges - Administrative Leave for State Employees**

3 FOR the purpose of specifying that a State employee who serves as an election judge
4 is entitled to use a certain number of hours of administrative leave under
5 certain circumstances, in addition to receiving the compensation paid to election
6 judges.

7 BY repealing and reenacting, with amendments,
8 Article - Election Law
9 Section 10-202
10 Annotated Code of Maryland
11 (2003 Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Election Law**

15 10-202.

16 (a) (1) Except as provided in paragraph (2) of this subsection, an election
17 judge shall be a registered voter who resides in the county for which the election judge
18 is appointed.

19 (2) (i) If a qualified individual residing in the county cannot be found
20 with reasonable effort, the local board may appoint a registered voter residing in any
21 part of the State.

1 (ii) A minor at least 17 years old who is appointed to be an election
2 judge and who is too young to be a registered voter shall demonstrate, to the
3 satisfaction of the local board, that the minor meets all of the other qualifications for
4 registration in the county.

5 ~~(HI) A STATE EMPLOYEE WHO VOLUNTEERS TO SERVE AS AN
6 ELECTION JUDGE IS ENTITLED TO USE 8 HOURS OF ADMINISTRATIVE LEAVE ON THE
7 DAY OF SERVICE AS AN ELECTION JUDGE AND SHALL RECEIVE THE ELECTION
8 JUDGE COMPENSATION AS SPECIFIED IN § 10-205 OF THIS SUBTITLE.~~

9 (b) An election judge shall be able to speak, read, and write the English
10 language.

11 (c) An election judge may not engage in any partisan or political activity that
12 is proscribed by § 2-301 of this article.

13 (D) A STATE EMPLOYEE WHO SERVES AS AN ELECTION JUDGE DURING HOURS
14 THAT THE EMPLOYEE IS OTHERWISE SCHEDULED TO WORK FOR THE STATE:

15 (1) MAY USE 1 HOUR OF ADMINISTRATIVE LEAVE FOR EACH HOUR OF
16 SERVICE AS AN ELECTION JUDGE, UP TO A TOTAL OF 8 HOURS FOR EACH DAY OF
17 SERVICE; AND

18 (2) SHALL RECEIVE THE ELECTION JUDGE COMPENSATION AS
19 SPECIFIED IN § 10-205 OF THIS SUBTITLE.

20 ~~(D)~~ (E) A local board may adopt guidelines consistent with the provisions of
21 this title for the determination of the qualifications of persons considered for
22 appointment and for the process of appointment as election judges. To the extent not
23 inconsistent with this subtitle, the guidelines may provide for the appointment of an
24 election judge, other than the chief judge, to serve for less than a full day and for the
25 judge to be compensated, on a pro rata basis, in accordance with the fees set under §
26 10-205 of this subtitle for a judge serving a full day.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
28 effect October 1, 2003.