

HOUSE BILL 895

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EMERGENCY BILL

0lr1152

By: **Delegates McComas, Bartlett, Bates, Beitzel, Boteler, Eckardt, Frank, Impallaria, Jenkins, Jennings, Kach, Krebs, McConkey, McDonough, Myers, Norman, Schuh, Shewell, Smigiel, Sossi, and Stull**

Introduced and read first time: February 10, 2010

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Early Voting – Delay of Implementation**

3 FOR the purpose of repealing certain provisions of law relating to early voting;
4 reenacting certain provisions of law relating to early voting, subject to a certain
5 contingency; repealing a process to allow a voter in the State to vote in primary
6 or general elections at early voting centers, instead of in the voter's assigned
7 precinct on election day; repealing a requirement that each county have a
8 specified number of early voting centers, based on the number of registered
9 voters in the county; repealing a requirement that the State Board of Elections,
10 in collaboration with the local board of elections in a county, designate the early
11 voting polling centers in that county; repealing requirements that early voting
12 centers be open for voting during a certain period and during certain hours;
13 repealing a requirement that the State Board and the local boards take certain
14 steps to inform voters about early voting and the location of early voting
15 centers; repealing a requirement that the State Board adopt regulations and
16 guidelines for the conduct of early voting; repealing a requirement that local
17 boards pay an election judge for each early voting day that the election judge
18 actually serves; repealing authorization for a voter to cast a provisional ballot at
19 an early voting center; establishing a process to allow a voter in the State to
20 vote in primary or general elections at early voting centers, instead of in the
21 voter's assigned precinct on election day; requiring each county to have a
22 specified number of early voting centers, based on the number of registered
23 voters in the county; requiring the State Board of Elections, in collaboration
24 with the local board of elections in a county, to designate the early voting
25 polling centers in that county; requiring early voting centers to be open for
26 voting during a certain period and during certain hours; requiring each early
27 voting center to meet certain requirements; requiring the State Board and the
28 local boards to take certain steps to inform voters about early voting and the
29 location of early voting centers; making certain provisions of law applicable to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 early voting; requiring the State Board to adopt regulations and guidelines for
2 the conduct of early voting; requiring local boards to pay an election judge for
3 each early voting day that the election judge actually serves; authorizing a voter
4 to cast a provisional ballot at an early voting center; making conforming
5 changes; requiring the Department of Legislative Services to notify the State
6 Board of Elections of whether the State is projected to have a structural budget
7 deficit for the fiscal year or years in which the next primary and general
8 election will be held on certain dates; providing that certain provisions of this
9 Act shall take effect at the beginning of the first fiscal year in which a regularly
10 scheduled election will be held and the State is not projected to have a
11 structural budget deficit, according to a notice provided by the Department;
12 defining certain terms; making this Act an emergency measure; and generally
13 relating to delaying the implementation of early voting.

14 BY repealing

15 Article – Election Law
16 Section 1–101(x)
17 Annotated Code of Maryland
18 (2003 Volume and 2009 Supplement)

19 BY renumbering

20 Article – Election Law
21 Section 1–101(y) through (ii), respectively
22 to be Section 1–101(x) through (hh), respectively
23 Annotated Code of Maryland
24 (2003 Volume and 2009 Supplement)

25 BY adding to

26 Article – Election Law
27 Section 1–101(ii)
28 Annotated Code of Maryland
29 (2003 Volume and 2009 Supplement)

30 BY repealing and reenacting, with amendments,

31 Article – Election Law
32 Section 9–404, 10–101, and 10–205
33 Annotated Code of Maryland
34 (2003 Volume and 2009 Supplement)

35 BY repealing

36 Article – Election Law
37 Section 10–301.1
38 Annotated Code of Maryland
39 (2003 Volume and 2009 Supplement)

40 BY repealing and reenacting, with amendments,

41 Article – Election Law
42 Section 10–310(a)

1 Annotated Code of Maryland
2 (2003 Volume and 2009 Supplement)

3 BY repealing
4 Article – Election Law
5 Section 1–101(ii)
6 Annotated Code of Maryland
7 (2003 Volume and 2009 Supplement)
8 (As enacted by Section 3 of this Act)

9 BY renumbering
10 Article – Election Law
11 Section 1–101(x) through (hh), respectively
12 to be Section 1–101(y) through (ii), respectively
13 Annotated Code of Maryland
14 (2003 Volume and 2009 Supplement)
15 (As enacted by Section 2 of this Act)

16 BY adding to
17 Article – Election Law
18 Section 1–101(x)
19 Annotated Code of Maryland
20 (2003 Volume and 2009 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Election Law
23 Section 9–404, 10–101, and 10–205
24 Annotated Code of Maryland
25 (2003 Volume and 2009 Supplement)
26 (As enacted by Section 3 of this Act)

27 BY adding to
28 Article – Election Law
29 Section 10–301.1
30 Annotated Code of Maryland
31 (2003 Volume and 2009 Supplement)

32 BY repealing and reenacting, with amendments,
33 Article – Election Law
34 Section 10–310(a)
35 Annotated Code of Maryland
36 (2003 Volume and 2009 Supplement)
37 (As enacted by Section 3 of this Act)

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

40 **Article – Election Law**

1 1–101.

2 [(x) “Election register” means the list of voters eligible to vote:

3 (1) in a precinct on election day; or

4 (2) in a county early voting center during early voting.]

5 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 1–101(y)
6 through (ii), respectively, of Article – Election Law of the Annotated Code of Maryland
7 be renumbered to be Section(s) 1–101(x) through (hh), respectively.

8 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland
9 read as follows:

10 **Article – Election Law**

11 1–101.

12 **(II) “PRECINCT REGISTER” MEANS THE LIST OF VOTERS FOR A SINGLE**
13 **PRECINCT.**

14 9–404.

15 (a) If an individual is eligible under subsection (b) of this section, the
16 individual shall be issued and may cast a provisional ballot:

17 (1) at a polling place on election day; **OR**

18 (2) [at an early voting center during early voting; or

19 (3)] at the local board office in the county where the individual resides
20 after the close of registration and before the closing of the polls on election day.

21 (b) An individual is eligible to cast a provisional ballot if:

22 (1) the individual declares in a written affirmation submitted with the
23 provisional ballot that the individual is a registered voter in the State and is eligible to
24 vote in that election; and

25 (2) (i) the individual’s name does not appear on the [election]
26 **PRECINCT** register;

27 (ii) an election official asserts that the individual is not eligible
28 to vote; or

1 (iii) the individual does not have the necessary identification.

2 (c) In addition to the individuals who cast provisional ballots under
3 subsections (a) and (b) of this section, any individual who appears to vote during a
4 period covered by a court order or other order extending the time for closing the polls
5 shall cast a provisional ballot. A provisional ballot cast under this subsection shall be
6 separated and held apart from other provisional ballots cast by those not affected by
7 the order.

8 10–101.

9 (a) (1) Each local board shall designate a polling place that meets the
10 requirements of this subsection for each precinct in the county as established by the
11 local board in accordance with Title 2 of this article.

12 (2) Each polling place shall:

13 (i) provide an environment that is suitable to the proper
14 conduct of an election;

15 (ii) be located as conveniently as practicable for the majority of
16 registered voters assigned to that polling place;

17 (iii) except as authorized in paragraph (4) of this subsection, be
18 in a public building;

19 (iv) be in the precinct that it serves unless no suitable location
20 for a polling place can be found within that precinct, in which case the board may
21 establish the polling place in an adjacent precinct; and

22 (v) whenever practicable, be selected and arranged to avoid
23 architectural and other barriers that impede access or voting by elderly and physically
24 disabled voters.

25 (3) (i) The public official responsible for the use of any public
26 building requested by a local board for a polling place shall make available to the local
27 board, without charge, the space that is needed in the building for the proper conduct
28 of an election.

29 (ii) Light, heat, and custodial and janitorial services for the
30 space shall be provided to the local board without charge.

31 (4) (i) If suitable space in a public building is not available, a local
32 board may pay a reasonable fee for the use of space in a privately owned building.

33 (ii) Except as provided in [subparagraphs (iii) and (iv)]
34 **SUBPARAGRAPH (III)** of this paragraph, an election may not be held in any building

1 or part of any building used or occupied by an establishment that holds an alcoholic
2 beverages license.

3 (iii) An election may be held in a building that is owned and
4 occupied by an establishment that holds an alcoholic beverages license if:

5 1. the local board determines that there is no suitable
6 alternative place to hold an election;

7 2. the licensee agrees not to sell or dispense alcoholic
8 beverages during the period beginning 2 hours before the polls open and ending 2
9 hours after the polls close; and

10 3. where applicable, all ballots are removed from the
11 polling place by the local board immediately following the election.

12 [(iv) An early voting center may be located in a building that is
13 partially occupied by an establishment that holds an alcoholic beverages license if:

14 1. the State Board, in collaboration with a local board,
15 determines that the building is a suitable site for an early voting center; and

16 2. the entrance to a licensee's establishment is at least
17 100 feet from the entrance to the building that is closest to the part of the building
18 where the early voting center is located.]

19 (5) If a polling place is located in a building owned or leased by a
20 volunteer fire company or rescue squad, the volunteer fire company or rescue squad
21 may require the local board to pay for the use of the space that is needed in the
22 building for the proper conduct of any election.

23 (b) (1) (i) In Baltimore City, public buildings shall be used for polling
24 places to the greatest extent feasible.

25 (ii) For rental of privately owned polling places in Baltimore
26 City, the local board shall pay an amount as determined in the ordinance of estimates,
27 provided that the amount is uniform on a citywide basis.

28 (2) In Charles County, the local board may use private firehouses,
29 private halls, and other buildings for polling places.

30 (3) In Montgomery County, the County Board of Education shall make
31 available the space and custodial service as needed for the proper conduct of elections
32 upon application by the local board.

1 (a) [(1)] A local board may fix the compensation of election judges within
2 the limits authorized for this purpose by the county's governing body.

3 [(2) A local board shall pay an election judge for each election day and
4 each early voting day that the election judge actually serves.]

5 (b) (1) In Allegany County, the compensation for each day actually served
6 may not be less than:

7 (i) \$100 per day for each chief election judge; and

8 (ii) \$80 per day for every other election judge.

9 (2) (i) In Baltimore City, the compensation for each election day
10 [or early voting day] actually served shall be:

11 1. not less than \$200 per day for each chief election
12 judge; and

13 2. not less than \$150 per day for every other election
14 judge.

15 (ii) 1. In Baltimore City, except as provided in
16 subsubparagraph 2 of this subparagraph, an election judge shall receive \$20 as
17 compensation for completing the course of instruction required under § 10-206(g)(1) of
18 this subtitle.

19 2. Unless the local board excuses the election judge from
20 service, an election judge who fails to serve on election day [or on an early voting day]
21 may not receive the compensation authorized under this subparagraph.

22 (3) In Baltimore County, the compensation for each election day [or
23 early voting day] actually served shall be:

24 (i) \$225 per day for each chief election judge; and

25 (ii) \$162.50 per day for every other election judge.

26 (4) In Calvert County, the compensation for each election day [or early
27 voting day] actually served shall be:

28 (i) \$125 per day for each chief election judge; and

29 (ii) \$100 per day for every other election judge.

30 (5) In Harford County, the compensation for each election day [or
31 early voting day] actually served shall be:

1 (i) not less than \$160 per day for each chief election judge; and

2 (ii) not less than \$125 per day for every other election judge.

3 (6) (i) In Prince George's County, the compensation for each
4 election day [or early voting day] actually served shall be not less than:

5 1. \$250 per day for two chief election judges; and

6 2. \$200 per day for every other election judge.

7 (ii) 1. In Prince George's County, except as provided under
8 subsubparagraph 2 of this subparagraph, election judges and alternate election judges
9 shall receive \$50 as compensation for completing the course of instruction required
10 under § 10-206 of this subtitle.

11 2. An election judge or alternate election judge may not
12 receive the compensation authorized under this subparagraph if the election judge
13 refuses to serve on an election day [or on an early voting day], unless the local board
14 excuses the election judge.

15 (7) (i) In Washington County, the compensation for each election
16 day [or early voting day] actually served shall be:

17 1. \$175 per day for each chief election judge, plus a
18 mileage allowance as determined by the Washington County Board; and

19 2. \$150 per day for every other election judge.

20 (ii) In Washington County, a chief election judge or election
21 judge who successfully completes a course of instruction in poll working shall be
22 eligible for additional compensation, if approved by the Washington County Board and
23 provided for in the county budget.

24 [10-301.1.

25 (a) Except as provided under Title 9, Subtitle 3 of this article, during any
26 regularly scheduled primary or general election a voter may vote:

27 (1) in the voter's assigned precinct on election day; or

28 (2) at an early voting center in the voter's county of residence on any
29 early voting day in accordance with this section.

30 (b) (1) Each county shall have at least one early voting center established
31 in the county as prescribed in this subsection.

1 (2) A county with fewer than 150,000 registered voters shall have one
2 early voting center established in the county.

3 (3) A county with more than 150,000 but fewer than 300,000
4 registered voters shall have three early voting centers established in the county.

5 (4) A county with more than 300,000 registered voters shall have five
6 early voting centers established in the county.

7 (c) No later than 6 months before a primary election, the State Board, in
8 collaboration with the local board in each county, shall designate each early voting
9 center in that county.

10 (d) Each early voting center shall be open for voting as follows:

11 (1) for the 2010 gubernatorial primary and general elections:

12 (i) beginning the second Friday before a primary or general
13 election through the Thursday before the elections, but excluding Sunday; and

14 (ii) during the hours between 10 a.m. and 8 p.m.; and

15 (2) for the 2012 presidential primary and general elections:

16 (i) beginning the second Saturday before a primary or general
17 election through the Thursday before the elections; and

18 (ii) 1. during the hours between 10 a.m. and 8 p.m. on the
19 Saturday and the Monday through the Thursday during the early voting period; and

20 2. during the hours between 12 noon and 6 p.m. on the
21 Sunday during the early voting period.

22 (e) Each early voting center shall satisfy the requirements of § 10–101 of this
23 title.

24 (f) Beginning 30 days prior to each early voting period the State Board and
25 each local board shall undertake steps to inform the public about early voting and the
26 location of early voting centers in each county, including:

27 (1) a series of public service media announcements;

28 (2) mailings to all registered voters in each county; and

29 (3) other measures as appropriate.

1 (g) Except as expressly provided in this section, any provision of this article
2 that applies to voting on election day also applies to early voting.

3 (h) The State Board shall adopt regulations and guidelines in accordance
4 with the requirements of this section for the conduct of early voting.]

5 10–310.

6 (a) For each individual who seeks to vote, an election judge, in accordance
7 with instructions provided by the local board, shall:

8 (1) locate the individual's name in the [election] **PRECINCT** register
9 and locate the preprinted voting authority card and then authorize the individual to
10 vote a regular ballot;

11 (2) (i) if the individual's name is not found on the [election]
12 **PRECINCT** register, search the inactive list and if the name is found, authorize the
13 individual to vote a regular ballot; or

14 (ii) if the individual's name is not on the inactive list, refer the
15 individual for provisional ballot voting under § 9–404 of this article;

16 (3) establish the identity of the voter by requesting the voter to state
17 the month and day of the voter's birth and comparing the response to the information
18 listed in the [election] **PRECINCT** register;

19 (4) (i) except if a voter's personal information has been deemed
20 confidential by the local board, verify the address of the voter's residence; or

21 (ii) conduct an alternative verification as established by the
22 State Board, if the voter's personal information has been deemed confidential by the
23 local board;

24 (5) if any changes to the voting authority card are indicated by a voter,
25 make the appropriate changes in information on the card or other appropriate form;
26 and

27 (6) have the voter sign the voting authority card and either issue the
28 voter a ballot or send the voter to a machine to vote.

29 SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland
30 read as follows:

31 **Article – Election Law**

32 1–101.

1 (c) In addition to the individuals who cast provisional ballots under
2 subsections (a) and (b) of this section, any individual who appears to vote during a
3 period covered by a court order or other order extending the time for closing the polls
4 shall cast a provisional ballot. A provisional ballot cast under this subsection shall be
5 separated and held apart from other provisional ballots cast by those not affected by
6 the order.

7 10–101.

8 (a) (1) Each local board shall designate a polling place that meets the
9 requirements of this subsection for each precinct in the county as established by the
10 local board in accordance with Title 2 of this article.

11 (2) Each polling place shall:

12 (i) provide an environment that is suitable to the proper
13 conduct of an election;

14 (ii) be located as conveniently as practicable for the majority of
15 registered voters assigned to that polling place;

16 (iii) except as authorized in paragraph (4) of this subsection, be
17 in a public building;

18 (iv) be in the precinct that it serves unless no suitable location
19 for a polling place can be found within that precinct, in which case the board may
20 establish the polling place in an adjacent precinct; and

21 (v) whenever practicable, be selected and arranged to avoid
22 architectural and other barriers that impede access or voting by elderly and physically
23 disabled voters.

24 (3) (i) The public official responsible for the use of any public
25 building requested by a local board for a polling place shall make available to the local
26 board, without charge, the space that is needed in the building for the proper conduct
27 of an election.

28 (ii) Light, heat, and custodial and janitorial services for the
29 space shall be provided to the local board without charge.

30 (4) (i) If suitable space in a public building is not available, a local
31 board may pay a reasonable fee for the use of space in a privately owned building.

32 (ii) Except as provided in [subparagraph (iii)]
33 **SUBPARAGRAPHS (III) AND (IV)** of this paragraph, an election may not be held in
34 any building or part of any building used or occupied by an establishment that holds
35 an alcoholic beverages license.

1 (iii) An election may be held in a building that is owned and
2 occupied by an establishment that holds an alcoholic beverages license if:

3 1. the local board determines that there is no suitable
4 alternative place to hold an election;

5 2. the licensee agrees not to sell or dispense alcoholic
6 beverages during the period beginning 2 hours before the polls open and ending 2
7 hours after the polls close; and

8 3. where applicable, all ballots are removed from the
9 polling place by the local board immediately following the election.

10 (IV) AN EARLY VOTING CENTER MAY BE LOCATED IN A
11 BUILDING THAT IS PARTIALLY OCCUPIED BY AN ESTABLISHMENT THAT HOLDS
12 AN ALCOHOLIC BEVERAGES LICENSE IF:

13 1. THE STATE BOARD, IN COLLABORATION WITH A
14 LOCAL BOARD, DETERMINES THAT THE BUILDING IS A SUITABLE SITE FOR AN
15 EARLY VOTING CENTER; AND

16 2. THE ENTRANCE TO A LICENSEE'S ESTABLISHMENT
17 IS AT LEAST 100 FEET FROM THE ENTRANCE TO THE BUILDING THAT IS
18 CLOSEST TO THE PART OF THE BUILDING WHERE THE EARLY VOTING CENTER IS
19 LOCATED.

20 (5) If a polling place is located in a building owned or leased by a
21 volunteer fire company or rescue squad, the volunteer fire company or rescue squad
22 may require the local board to pay for the use of the space that is needed in the
23 building for the proper conduct of any election.

24 (b) (1) (i) In Baltimore City, public buildings shall be used for polling
25 places to the greatest extent feasible.

26 (ii) For rental of privately owned polling places in Baltimore
27 City, the local board shall pay an amount as determined in the ordinance of estimates,
28 provided that the amount is uniform on a citywide basis.

29 (2) In Charles County, the local board may use private firehouses,
30 private halls, and other buildings for polling places.

31 (3) In Montgomery County, the County Board of Education shall make
32 available the space and custodial service as needed for the proper conduct of elections
33 upon application by the local board.

1 (5) In Harford County, the compensation for each election day **OR**
2 **EARLY VOTING DAY** actually served shall be:

3 (i) not less than \$160 per day for each chief election judge; and

4 (ii) not less than \$125 per day for every other election judge.

5 (6) (i) In Prince George's County, the compensation for each
6 election day **OR EARLY VOTING DAY** actually served shall be not less than:

7 1. \$250 per day for two chief election judges; and

8 2. \$200 per day for every other election judge.

9 (ii) 1. In Prince George's County, except as provided under
10 subsubparagraph 2 of this subparagraph, election judges and alternate election judges
11 shall receive \$50 as compensation for completing the course of instruction required
12 under § 10–206 of this subtitle.

13 2. An election judge or alternate election judge may not
14 receive the compensation authorized under this subparagraph if the election judge
15 refuses to serve on an election day **OR ON AN EARLY VOTING DAY**, unless the local
16 board excuses the election judge.

17 (7) (i) In Washington County, the compensation for each election
18 day **OR EARLY VOTING DAY** actually served shall be:

19 1. \$175 per day for each chief election judge, plus a
20 mileage allowance as determined by the Washington County Board; and

21 2. \$150 per day for every other election judge.

22 (ii) In Washington County, a chief election judge or election
23 judge who successfully completes a course of instruction in poll working shall be
24 eligible for additional compensation, if approved by the Washington County Board and
25 provided for in the county budget.

26 **10–301.1.**

27 **(A) EXCEPT AS PROVIDED UNDER TITLE 9, SUBTITLE 3 OF THIS**
28 **ARTICLE, DURING ANY REGULARLY SCHEDULED PRIMARY OR GENERAL**
29 **ELECTION A VOTER MAY VOTE:**

30 **(1) IN THE VOTER'S ASSIGNED PRECINCT ON ELECTION DAY; OR**

31 **(2) AT AN EARLY VOTING CENTER IN THE VOTER'S COUNTY OF**
32 **RESIDENCE ON ANY EARLY VOTING DAY IN ACCORDANCE WITH THIS SECTION.**

1 **(B) (1) EACH COUNTY SHALL HAVE AT LEAST ONE EARLY VOTING**
2 **CENTER ESTABLISHED IN THE COUNTY AS PRESCRIBED IN THIS SUBSECTION.**

3 **(2) A COUNTY WITH FEWER THAN 150,000 REGISTERED VOTERS**
4 **SHALL HAVE ONE EARLY VOTING CENTER ESTABLISHED IN THE COUNTY.**

5 **(3) A COUNTY WITH MORE THAN 150,000 BUT FEWER THAN**
6 **300,000 REGISTERED VOTERS SHALL HAVE THREE EARLY VOTING CENTERS**
7 **ESTABLISHED IN THE COUNTY.**

8 **(4) A COUNTY WITH MORE THAN 300,000 REGISTERED VOTERS**
9 **SHALL HAVE FIVE EARLY VOTING CENTERS ESTABLISHED IN THE COUNTY.**

10 **(C) NO LATER THAN 6 MONTHS BEFORE A PRIMARY ELECTION, THE**
11 **STATE BOARD, IN COLLABORATION WITH THE LOCAL BOARD IN EACH COUNTY,**
12 **SHALL DESIGNATE EACH EARLY VOTING CENTER IN THAT COUNTY.**

13 **(D) EACH EARLY VOTING CENTER SHALL BE OPEN FOR VOTING AS**
14 **FOLLOWS:**

15 **(1) FOR THE 2010 GUBERNATORIAL PRIMARY AND GENERAL**
16 **ELECTIONS:**

17 **(I) BEGINNING THE SECOND FRIDAY BEFORE A PRIMARY**
18 **OR GENERAL ELECTION THROUGH THE THURSDAY BEFORE THE ELECTIONS,**
19 **BUT EXCLUDING SUNDAY; AND**

20 **(II) DURING THE HOURS BETWEEN 10 A.M. AND 8 P.M.; AND**

21 **(2) FOR THE 2012 PRESIDENTIAL PRIMARY AND GENERAL**
22 **ELECTIONS:**

23 **(I) BEGINNING THE SECOND SATURDAY BEFORE A**
24 **PRIMARY OR GENERAL ELECTION THROUGH THE THURSDAY BEFORE THE**
25 **ELECTIONS; AND**

26 **(II) 1. DURING THE HOURS BETWEEN 10 A.M. AND 8 P.M.**
27 **ON THE SATURDAY AND THE MONDAY THROUGH THE THURSDAY DURING THE**
28 **EARLY VOTING PERIOD; AND**

29 **2. DURING THE HOURS BETWEEN 12 NOON AND 6**
30 **P.M. ON THE SUNDAY DURING THE EARLY VOTING PERIOD.**

1 **(E) EACH EARLY VOTING CENTER SHALL SATISFY THE REQUIREMENTS**
2 **OF § 10–101 OF THIS TITLE.**

3 **(F) BEGINNING 30 DAYS PRIOR TO EACH EARLY VOTING PERIOD THE**
4 **STATE BOARD AND EACH LOCAL BOARD SHALL UNDERTAKE STEPS TO INFORM**
5 **THE PUBLIC ABOUT EARLY VOTING AND THE LOCATION OF EARLY VOTING**
6 **CENTERS IN EACH COUNTY, INCLUDING:**

7 **(1) A SERIES OF PUBLIC SERVICE MEDIA ANNOUNCEMENTS;**

8 **(2) MAILINGS TO ALL REGISTERED VOTERS IN EACH COUNTY; AND**

9 **(3) OTHER MEASURES AS APPROPRIATE.**

10 **(G) EXCEPT AS EXPRESSLY PROVIDED IN THIS SECTION, ANY**
11 **PROVISION OF THIS ARTICLE THAT APPLIES TO VOTING ON ELECTION DAY ALSO**
12 **APPLIES TO EARLY VOTING.**

13 **(H) THE STATE BOARD SHALL ADOPT REGULATIONS AND GUIDELINES**
14 **IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION FOR THE**
15 **CONDUCT OF EARLY VOTING.**

16 10–310.

17 (a) For each individual who seeks to vote, an election judge, in accordance
18 with instructions provided by the local board, shall:

19 (1) locate the individual's name in the [precinct] **ELECTION** register
20 and locate the preprinted voting authority card and then authorize the individual to
21 vote a regular ballot;

22 (2) (i) if the individual's name is not found on the [precinct]
23 **ELECTION** register, search the inactive list and if the name is found, authorize the
24 individual to vote a regular ballot; or

25 (ii) if the individual's name is not on the inactive list, refer the
26 individual for provisional ballot voting under § 9–404 of this article;

27 (3) establish the identity of the voter by requesting the voter to state
28 the month and day of the voter's birth and comparing the response to the information
29 listed in the [precinct] **ELECTION** register;

30 (4) (i) except if a voter's personal information has been deemed
31 confidential by the local board, verify the address of the voter's residence; or

1 (ii) conduct an alternative verification as established by the
2 State Board, if the voter's personal information has been deemed confidential by the
3 local board;

4 (5) if any changes to the voting authority card are indicated by a voter,
5 make the appropriate changes in information on the card or other appropriate form;
6 and

7 (6) have the voter sign the voting authority card and either issue the
8 voter a ballot or send the voter to a machine to vote.

9 SECTION 7. AND BE IT FURTHER ENACTED, That:

10 (1) (i) In this section the following words have the meanings
11 indicated.

12 (ii) "Department" means the Department of Legislative
13 Services.

14 (iii) "Structural budget deficit" means the amount by which
15 ongoing General Fund expenditures exceed ongoing General Fund revenues.

16 (2) (i) The Department shall provide the State Board of Elections
17 with the written notice specified in paragraph (3) of this section:

18 1. within 15 days of the enactment of this Act; and

19 2. on January 1 of the year before the year in which a
20 regularly scheduled primary and general election will be held.

21 (ii) The Department is not required to provide notice under this
22 section after Sections 4, 5, and 6 of this Act have taken effect under Section 8 of this
23 Act.

24 (3) (i) The Department shall notify the State Board of Elections of
25 whether the State is projected to have a structural budget deficit for the fiscal year or
26 years in which the next regularly scheduled primary and general election will be held.

27 (ii) The notice provided within 15 days of the enactment of this
28 Act shall also state whether the State is projected to have a structural budget deficit
29 for the fiscal year in which the 2011 primary and general elections in Baltimore City
30 will be held.

31 SECTION 8. AND BE IT FURTHER ENACTED, That Sections 4, 5, and 6 of
32 this Act shall take effect on July 1 of the first fiscal year in which:

33 (1) a regularly scheduled election will be held; and

1 (2) the State is not projected to have a structural budget deficit,
2 according to a notice provided by the Department of Legislative Services under Section
3 7 of this Act.

4 SECTION 9. AND BE IT FURTHER ENACTED, That this Act is an emergency
5 measure, is necessary for the immediate preservation of the public health or safety,
6 has been passed by a yea and nay vote supported by three-fifths of all the members
7 elected to each of the two Houses of the General Assembly, and, subject to Section 8 of
8 this Act, shall take effect from the date it is enacted.