

SB0281/463229/1

BY: Delegate Kipke

AMENDMENTS TO SENATE BILL 281
(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 2, after “violence;” insert “providing that an individual may apply to become a registered voter when applying to the Secretary of State Police for the issuance or renewal of a handgun qualification license; establishing certain procedures and requirements regarding voter registration through the Secretary;”.

On page 2, in line 9, strike “of State Police”.

On page 3, in line 41, after “Act;” insert “making conforming changes;”.

On page 4, after line 6, insert:

“BY repealing and reenacting, with amendments,

Article - Election Law

Section 3-201, 3-202(a)(4), 3-302(c), 3-303(c), and 3-304(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)”

BY adding to

Article - Election Law

Section 3-203.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)”.

AMENDMENT NO. 2

On page 15, after line 29, insert:

(Over)

“Article – Election Law

3–201.

(a) An individual may apply to become a registered voter:

(1) at a local board office or the State Board office;

(2) at a registration site administered by a local board;

(3) by mail;

(4) when applying to the Motor Vehicle Administration for the issuance, renewal, or modification of a driver’s license or identification card;

(5) WHEN APPLYING TO THE SECRETARY OF STATE POLICE FOR THE ISSUANCE OR RENEWAL OF A HANDGUN QUALIFICATION LICENSE;

[(5)] (6) when applying for services at a voter registration agency;

[(6)] (7) through the State Board’s online voter registration system;

or

[(7)] (8) with the assistance of a volunteer authorized by the State or local board.

(b) An individual who is at least 18 years old or will be 18 years old on or before the day of the next succeeding general or special election may be a volunteer under subsection [(a)(7)] (A)(8) of this section.

3–202.

(a) (4) (i) A statewide voter registration application shall be produced exclusively by the State Board.

(ii) No other registration form may be used for registration purposes except:

1. a voter registration application produced by a local board with the approval of the State Board;

2. as provided in subsection (b) of this section;

3. as provided in § 3-203(b) of this subtitle;

4. **AS PROVIDED IN § 3-203.1(B) OF THIS SUBTITLE;**

[4.] 5. any other form prescribed by federal law for voter registration; or

[5.] 6. a federal write-in absentee ballot if used by a voter authorized to vote a federal write-in absentee ballot under federal law.

3-203.1.

(A) THE SECRETARY OF STATE POLICE SHALL PROVIDE THE OPPORTUNITY TO APPLY TO REGISTER TO VOTE OR UPDATE A VOTER REGISTRATION RECORD TO EACH INDIVIDUAL WHO APPLIES FOR OR RENEWS A HANDGUN QUALIFICATION LICENSE.

(B) (1) THE SECRETARY OF STATE POLICE SHALL INQUIRE ORALLY OR IN WRITING WHETHER THE APPLICANT WISHES TO REGISTER TO VOTE OR

(Over)

UPDATE A VOTER REGISTRATION RECORD DURING THE TRANSACTIONS SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION.

(2) IF THE APPLICANT CHOOSES TO REGISTER TO VOTE OR TO UPDATE A VOTER REGISTRATION RECORD:

(I) ALL APPLICABLE INFORMATION RECEIVED BY THE SECRETARY OF STATE POLICE IN THE COURSE OF COMPLETING A TRANSACTION UNDER SUBSECTION (A) OF THIS SECTION SHALL BE TRANSFERRED TO A VOTER REGISTRATION APPLICATION;

(II) ANY ADDITIONAL NECESSARY INFORMATION SHALL BE OBTAINED BY THE SECRETARY OF STATE POLICE AND MAY NOT DUPLICATE ANY INFORMATION ALREADY OBTAINED WHILE COMPLETING A TRANSACTION UNDER SUBSECTION (A) OF THIS SECTION; AND

(III) A VOTER REGISTRATION APPLICATION WITH ALL OF THE APPLICANT'S VOTER REGISTRATION INFORMATION SHALL BE PRESENTED TO THE APPLICANT TO SIGN OR AFFIRM ELECTRONICALLY.

(3) (I) AN APPLICANT MAY DECLINE TO REGISTER TO VOTE, UPDATE THE APPLICANT'S VOTER REGISTRATION RECORD, OR CHANGE THE APPLICANT'S NAME OR ADDRESS BY:

1. AFFIRMATIVELY INDICATING AS SUCH ON THE APPLICATION; OR

2. FAILING TO SIGN THE VOTER REGISTRATION APPLICATION.

(II) THE SECRETARY OF STATE POLICE SHALL MAINTAIN DECLINATION INFORMATION IN A MANNER SPECIFIED JOINTLY BY THE SECRETARY OF STATE POLICE AND THE STATE BOARD.

(4) WITHIN 5 DAYS OF THE RECEIPT OF AN APPLICATION UNDER SUBSECTION (A) OF THIS SECTION, THE SECRETARY OF STATE POLICE SHALL FORWARD TO THE STATE BOARD THE VOTER REGISTRATION INFORMATION IN A MANNER AND FORMAT SPECIFIED JOINTLY BY THE SECRETARY OF STATE POLICE AND THE STATE BOARD.

(C) (1) (I) IN CONSULTATION WITH THE SECRETARY OF STATE POLICE, THE STATE BOARD SHALL PREPARE A VOTER REGISTRATION APPLICATION TO BE USED FOR VOTER REGISTRATION THROUGH THE SECRETARY OF STATE POLICE.

(II) EXCEPT AS PROVIDED IN THIS SECTION, THE VOTER REGISTRATION PORTION OF THE APPLICATION MAY NOT REQUIRE INFORMATION THAT DUPLICATES INFORMATION REQUIRED IN THE HANDGUN QUALIFICATION LICENSE PORTION OF THE APPLICATION.

(2) THE VOTER REGISTRATION PORTION OF THE APPLICATION SHALL:

(I) CONTAIN THE SAME INFORMATION AS THE STATEWIDE VOTER REGISTRATION APPLICATION PRESCRIBED IN § 3-202(A) OF THIS SUBTITLE; AND

(II) REQUIRE ONLY THE MINIMUM AMOUNT OF INFORMATION NECESSARY, INCLUDING THE APPLICANT'S TELEPHONE NUMBER:

1. TO PREVENT DUPLICATE VOTER REGISTRATION;
AND

2. TO ENABLE THE APPROPRIATE ELECTION OFFICIAL TO ASSESS THE ELIGIBILITY OF AN APPLICANT AND TO ADMINISTER VOTER REGISTRATION AND OTHER ASPECTS OF THE ELECTION PROCESS.

(3) THE APPLICATION SHALL CONTAIN A BOX FOR THE APPLICANT TO CHECK, WITH THE STATEMENT, "I DO NOT WISH TO REGISTER TO VOTE AT THIS TIME".

(D) THE SECRETARY OF STATE POLICE SHALL FOLLOW THE PROCEDURES ESTABLISHED JOINTLY BY THE SECRETARY OF STATE POLICE AND THE STATE BOARD TO PROCESS THE VOTER REGISTRATION INFORMATION RECEIVED UNDER THIS SECTION.

(E) INFORMATION RELATING TO THE FAILURE OF AN APPLICANT FOR A HANDGUN QUALIFICATION LICENSE TO REGISTER TO VOTE MAY NOT BE USED FOR ANY PURPOSE OTHER THAN THE MAINTENANCE OF REGISTRATION STATISTICS.

3-302.

(c) A voter registration application that is received by the local board after the close of registration shall be considered timely received for the next election provided:

(1) there is sufficient evidence, as determined by the local board pursuant to regulations adopted by the State Board, that the application was mailed on or before registration was closed for that election; or

(2) the application was submitted by the voter to the Motor Vehicle Administration, SECRETARY OF STATE POLICE, a voter registration agency, another local board, or the State Board prior to the close of registration.

3-303.

(c) If a local board receives a request for a party affiliation change after the close of registration, the local board shall make the change and it shall become effective for the next election provided:

(1) there is sufficient evidence, as determined by the local boards pursuant to regulations adopted by the State Board, that the request was mailed on or before the close of registration for that election; or

(2) the request was submitted by the voter to the Motor Vehicle Administration, THE SECRETARY OF STATE POLICE, a voter registration agency, another local board, or the State Board on or before the close of registration for that election.

3-304.

(a) (1) Notification of a change of address or of a change of name may be made:

(i) by information provided on a voter registration application by the same methods provided for registration pursuant to Subtitle 2 of this title;

(Over)

(ii) by written notice, signed by the voter and sent by mail or otherwise delivered to the local board in the county where the voter's current voter registration address is located or to which the voter has moved;

(iii) by making application in person at the office of the local board in the county where the voter's current voter registration address is located or to which the voter has moved;

(iv) by information on a voter authority card or other appropriate form filled out in a polling place; [or]

(v) by changing a name or address with the Motor Vehicle Administration; OR

(VI) BY CHANGING A NAME OR ADDRESS WITH THE SECRETARY OF STATE POLICE.

(2) Except as provided by regulations adopted by the State Board, name and address changes may not be processed when registration is closed."