

# SENATE BILL 1121

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7lr3627  
CF HB 1382

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By: **Senator Conway**

Introduced and read first time: February 21, 2017

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Candidate for Circuit Court Judge Defeated in Primary Election**

3 FOR the purpose of prohibiting a candidate for the office of judge of the circuit court who is  
4 defeated for the nomination at a primary election in certain contests from appearing  
5 on the ballot at the next succeeding general election as a candidate for any office;  
6 and generally relating to a candidate for circuit court judge defeated in a primary  
7 election.

8 BY repealing and reenacting, with amendments,

9 Article – Election Law

10 Section 5–706

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2016 Supplement)

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

15 **Article – Election Law**

16 5–706.

17 (a) This section does not apply to:

18 (1) [a candidate for the office of judge of the circuit court;

19 (2)] a candidate selected by a political party to fill a vacancy in nomination  
20 under Subtitle 9 or Subtitle 10 of this title; or

21 [(3)] (2) a candidate defeated in a presidential preference primary.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (b)    [The] **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE**  
2 name of a candidate who is defeated for the nomination for a public office may not appear  
3 on the ballot at the next succeeding general election as a candidate for any office.

4           (c)    **THE NAME OF A CANDIDATE FOR THE OFFICE OF JUDGE OF THE CIRCUIT**  
5 **COURT WHO IS DEFEATED IN THE PRIMARY ELECTION IN EACH CONTEST FOR THE**  
6 **OFFICE OF CIRCUIT COURT JUDGE IN WHICH THE CANDIDATE APPEARS ON THE**  
7 **BALLOT MAY NOT APPEAR ON THE BALLOT AT THE SUCCEEDING GENERAL ELECTION**  
8 **AS A CANDIDATE FOR ANY OFFICE.**

9           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2017.