

HOUSE BILL 873

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By: **Delegates Boyce, Acevero, Bridges, R. Lewis, Lierman, McIntosh, Moon, Palakovich Carr, Smith, Stewart, Terrasa, C. Watson, Wells, and K. Young**

Introduced and read first time: February 3, 2020

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: March 10, 2020

CHAPTER _____

1 AN ACT concerning

2 **Election Law – Party and Elected Public Offices – Prohibitions**

3 FOR the purpose of providing that certain provisions of law do not apply to certain
4 individuals; prohibiting individuals from simultaneously being a candidate for a
5 party office and ~~a~~ an elected public office; prohibiting individuals from
6 simultaneously holding a party office and ~~a~~ an elected public office; making clarifying
7 changes; providing for a delayed effective date; and generally relating to
8 simultaneous candidacy for and incumbency in more than one office.

9 BY repealing and reenacting, with amendments,
10 Article – Election Law
11 Section 5–204
12 Annotated Code of Maryland
13 (2017 Replacement Volume and 2019 Supplement)

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

16 **Article – Election Law**

17 5–204.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **(A) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO**
 2 **SIMULTANEOUSLY HOLDS AN ELECTED PUBLIC OFFICE AND IS ON THE BALLOT FOR**
 3 **THE NATIONAL PRESIDENTIAL NOMINATING CONVENTION.**

4 ~~(B)~~ **(B)** An individual simultaneously may not be a candidate for more than one
 5 **ELECTED** public office.

6 ~~(C)~~ **(C)** An individual simultaneously may not be a candidate for more than one
 7 office of a political party.

8 ~~(D)~~ **(D)** Unless otherwise prohibited by rule of the applicable political party, an]
 9 **AN** individual simultaneously may **NOT** be a candidate for a party office and ~~a~~ **AN**
 10 **ELECTED** public office.

11 ~~(E)~~ **(E)** **AN INDIVIDUAL SIMULTANEOUSLY MAY NOT HOLD A PARTY**
 12 **OFFICE AND ~~A~~ AN ELECTED PUBLIC OFFICE.**

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 14 January 1, 2021.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.