

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 740

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “altering certain procedures used by local election boards for the registration of voters who move between and within counties in the State to allow a voter’s registration to follow the voter under certain circumstances;”; in line 6, strike “registering” and substitute “applying to register”; in line 6, after “Administration;” insert “requiring the Motor Vehicle Administration and the State Board of Elections jointly to establish certain procedures;”; in line 7, strike “certification” and substitute “certificate”; in line 14, strike “registrations” and substitute “registration”; and strike in its entirety line 23, and substitute “Section 3-101, 3-202, 3-203, 3-301, 3-303(b), 3-304, 3-504(b) and (c), 3-601, and 9-213”.

AMENDMENT NO. 2

On page 2, after line 12, insert:

“3-101.

(a) [(1) The local board in each county shall register voters of that county.

(2) A local board shall review each voter registration application it receives and determine whether the applicant meets the qualifications for voter registration] THE LOCAL BOARD IN EACH COUNTY SHALL:

(1) REGISTER CURRENTLY UNREGISTERED VOTERS WHO RESIDE IN THAT COUNTY; AND

(2) ADD TO THE VOTER REGISTRY ALL CURRENTLY REGISTERED VOTERS WHO MOVE INTO THE COUNTY FROM ANOTHER COUNTY IN THE STATE.

(Over)

(b) Registration shall be conducted continuously under the supervision of the State Board and in accordance with the provisions of this title, applicable federal law, and regulations adopted by the State Board.

(c) The local board for each county shall maintain the voter registry for that county and shall be responsible for its accuracy and currency.

(d) A [registered] voter:

(1) REMAINS REGISTERED WHEN THE VOTER MOVES TO A NEW COUNTY IN THE STATE IF THE VOTER HAS PREVIOUSLY REGISTERED IN ANY COUNTY IN THE STATE; AND

(2) [may] MAY not be required to register again unless the VOTER'S registration is canceled pursuant to Subtitle 5 of this title."

#### AMENDMENT NO. 3

On page 2, in line 12 and on page 10, in line 2, in each instance, strike "CERTIFICATION" and substitute "CERTIFICATE".

On page 4, in line 3, after the first "TO" insert "APPLY TO"; in the same line, strike the third "TO"; in line 4, strike "COMES TO AN OFFICE OF THAT AGENCY TO"; in line 5, strike "APPLY FOR OR RENEW" and substitute "APPLIES FOR OR RENEWS"; in line 7, strike "CHANGE" and substitute "CHANGES"; strike beginning with "REQUIRE" in line 9 down through "IMPAIRED," in line 11 and substitute "INQUIRE ORALLY OR IN WRITING"; in lines 12 and 13, strike "COMPLETION OF THE FORMS" and substitute "TRANSACTIONS"; in line 17, strike "FILLING OUT THE FORMS" and substitute "COMPLETING THE TRANSACTION"; in line 22, strike "FORMS" and substitute "TRANSACTION"; and in line 26, after "SIGN" insert "OR AFFIRM ELECTRONICALLY".

#### AMENDMENT NO. 4

On page 4, in line 35, on page 5, in line 2, and on page 6, in line 5, in each instance, strike "BY THE STATE BOARD" and substitute "JOINTLY BY THE MOTOR VEHICLE ADMINISTRATION AND THE STATE BOARD".

On page 6, in line 17, strike “A CHIEF” and substitute “AN”; in line 24, after “STATE” insert “OR ANY OTHER STATE”.

AMENDMENT NO. 9

On page 10, after line 3, insert:

“(II) THE LOCAL ELECTION BOARD DETERMINES THAT THE INDIVIDUAL IS NOT A REGISTERED VOTER;”;

after line 5, insert:

“(IV) THE INDIVIDUAL FAILED TO SIGN THE OATH ON THE PROVISIONAL BALLOT ENVELOPE;”;

in lines 4, 6, and 8, strike “(II)”, “(III)”, and “(IV)”, respectively, and substitute “(III)”, “(V)”, and “(VI)”, respectively; and strike in their entirety lines 31 and 32.

AMENDMENT NO. 5

On page 6, after line 12, insert:

“3-301.

(a) When a voter registration application is received by a local board, the local board shall:

(1) [Determine] IF THE APPLICANT RESIDES IN THAT COUNTY, DETERMINE whether the applicant is qualified to become a registered voter; or

(2) If the applicant resides in a different county in the State, immediately forward the application to the proper county.

(b) [Qualified applicants] A QUALIFIED APPLICANT shall be added to the VOTER

(Over)

registry IN THE VOTER'S COUNTY OF RESIDENCE unless registration is closed pursuant to § 3-302 of this subtitle.

(c) (1) The election director IN THE COUNTY WHERE AN APPLICANT RESIDES shall send a voter acknowledgment notice, in a format prescribed by the State Board, to each applicant informing the applicant whether he or she is qualified to become registered, and, if not qualified, the reasons why.

(2) (i) A voter notification card sent to a qualified applicant may serve as a voter acknowledgment notice.

(ii) 1. The voter notification card shall contain the name and address of the voter, the date of issue, and the district or ward and precinct of the voter.

2. The card is evidence that the individual to whom it is issued is a registered voter on the date appearing on the card.

3. The election director shall issue a replacement card on request of the voter and a new card when a relevant change is made in the voter's registration record.

3-303.

(b) If a registered voter [changes residence] HAS MOVED from one county to another COUNTY within the State SINCE THE LAST GENERAL ELECTION, the voter may change party affiliation or change to or from a decline [at any time when registering with the new county of residence] UNDER THE TIME PERIOD SPECIFIED IN SUBSECTION (A) OF THIS SECTION.

3-304.

(a) (1) Notification of a change of address [within the county] 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;

(ii) By written notice, signed by the voter and sent by mail or otherwise delivered to the [proper] local board IN THE COUNTY WHERE THE VOTER IS CURRENTLY REGISTERED 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 IS CURRENTLY REGISTERED 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.

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

(b) (1) A local board, pursuant to regulations adopted by the State Board, shall determine whether a request for a name or address change is from the registered voter.

(2) If the local board is satisfied that the request for a name or address change is from the voter, the local board shall:

(I) IF THE REQUEST IS FROM A VOTER CURRENTLY REGISTERED IN AND CONTINUING TO RESIDE IN THAT COUNTY, change the voter's record and send the voter a new voter notification card;

(II) IF THE REQUEST IS FROM A VOTER CURRENTLY REGISTERED IN THAT COUNTY BUT MOVING TO ANOTHER COUNTY IN THE STATE, FORWARD A COPY OF THE REQUEST TO THE NEW COUNTY OF RESIDENCE AND, ON RECEIPT OF CONFIRMATION FROM THE NEW COUNTY OF RESIDENCE, REMOVE THE VOTER FROM THE COUNTY VOTER REGISTRY;

(III) IF THE REQUEST IS FROM A VOTER CURRENTLY

(Over)

REGISTERED IN THAT COUNTY BUT MOVING OUTSIDE THE STATE, REMOVE THE VOTER FROM THE COUNTY VOTER REGISTRY; OR

(IV) IF THE REQUEST IS FROM A VOTER CURRENTLY REGISTERED IN ANOTHER COUNTY IN THE STATE BUT MOVING TO THAT COUNTY, ADD THE VOTER TO THE COUNTY VOTER REGISTRY AND SEND THE VOTER A NEW VOTER NOTIFICATION CARD.

3-504.

(b) Upon [identifying a voter who has reportedly changed address within the local board's jurisdiction] RECEIVING ANY INFORMATION THAT A VOTER CURRENTLY REGISTERED IN THE COUNTY HAS MOVED TO A DIFFERENT ADDRESS WITHIN THE COUNTY, the election director shall change the voter's [address] RECORD TEMPORARILY and send the voter a confirmation notice.

(c) If it appears from information provided by the postal service or an agency specified in § 3-505(b) of this subtitle that a voter has moved to a different [residence not within the local board's jurisdiction] ADDRESS OUTSIDE THE COUNTY, the election director shall send the voter a confirmation notice informing the voter of his or her potential inactive status as described in subsection (f) of this section."

AMENDMENT NO. 6

On page 6, strike beginning with "AT" in line 26 down through "TITLE;" in line 29 and substitute "AS DEMONSTRATED BY THE APPLICANT INDICATING:

1. THE VOTER REGISTRATION AGENCY WHERE THE APPLICANT REGISTERED TO VOTE OR UPDATED A VOTER REGISTRATION RECORD;

2. THE APPROXIMATE DATE WHEN THE APPLICANT REGISTERED OR UPDATED A VOTER REGISTRATION RECORD; AND

3. ANY ADDITIONAL INFORMATION REQUIRED BY THE STATE BOARD;".

AMENDMENT NO. 7

On page 6, in line 35, strike “AND”; and after line 35, insert:

“(VI) MEETS THE QUALIFICATIONS TO REGISTER TO VOTE; AND”.

On page 7, in line 1, strike “(VI)” and substitute “(VII)”.

AMENDMENT NO. 8

On page 7, strike beginning with “(1)” in line 28 down through “BALLOT;” in line 29.

On page 8, strike beginning with “(4)” in line 1 down through “BALLOT;” in line 2.

On page 7, in lines 30 and 31 and on page 8, in line 3, strike “(2)”, “(3)”, and “(5)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively.