

Department of Legislative Services
Maryland General Assembly
2004 Session

FISCAL AND POLICY NOTE

Senate Bill 295 (Senator Brinkley)
Education, Health, and Environmental Affairs

Election Law - State Administrator of Elections - Removal

This bill repeals the requirement that the State Administrator of Elections be subject to removal by the affirmative vote of four members of the State Board of Elections for incompetence, misconduct, or other good cause after the board has set forth written charges stating the grounds for dismissal and afforded the administrator notice and ample opportunity to be heard.

The bill is effective June 1, 2004.

Fiscal Summary

State Effect: None. The bill is procedural in nature and would not directly affect governmental finances.

Local Effect: None.

Small Business Effect: None.

Analysis

Bill Summary: Under the bill, the State Administrator would serve at the pleasure of the State Board of Elections and would presumably be terminable at will.

Current Law: The State Administrator is appointed by and serves at the pleasure of the State Board of Elections to perform all duties and exercise all powers that are assigned to the State Administrator under State law or delegated by the board. Removal of the State

Administrator requires an affirmative vote of four members of the board who must set forth written charges stating the grounds for dismissal. Valid grounds for dismissal are incompetence, misconduct, or other good cause. The board must give the State Administrator ample opportunity to be heard.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Legislative Services

Fiscal Note History: First Reader - February 16, 2004
mll/mdr

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