
By: **Senator Green**

Introduced and read first time: February 4, 2005

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law - Election Judges - Minors**

3 FOR the purpose of making the appointment and service of certain minors as election
4 judges subject to certain provisions of the labor and employment law;
5 authorizing certain minors to be exempt from certain work hour restrictions,
6 under certain circumstances; and generally relating to minors serving as
7 election judges.

8 BY repealing and reenacting, with amendments,
9 Article - Election Law
10 Section 10-202(a)
11 Annotated Code of Maryland
12 (2003 Volume and 2004 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article - Labor and Employment
15 Section 3-210
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2004 Supplement)

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

20 **Article - Election Law**

21 10-202.

22 (a) (1) Except as provided in paragraph (2) of this subsection, an election
23 judge shall be a registered voter who resides in the county for which the election judge
24 is appointed.

25 (2) (i) If a qualified individual residing in the county cannot be found
26 with reasonable effort, the local board may appoint a registered voter residing in any
27 part of the State.

1 (ii) [A] SUBJECT TO THE PROVISIONS OF § 3-210 (C) OF THE LABOR
2 AND EMPLOYMENT ARTICLE, A minor WHO IS at least 17 years old [who is appointed
3 to be an election judge] and who is too young to be a registered voter MAY BE
4 APPOINTED AND SERVE AS AN ELECTION JUDGE IF THE MINOR [shall demonstrate]
5 DEMONSTRATES, to the satisfaction of the local board, that the minor meets all of the
6 other qualifications for registration in the county.

7

Article - Labor and Employment

8 3-210.

9 (a) (1) A minor may not be employed or allowed to be employed for more
10 than 5 consecutive hours without a nonworking period of at least one-half hour.

11 (2) Except as provided in [subsection] SUBSECTIONS (b) AND (C) of this
12 section, in a calendar day:

13 (i) the total school and work hours of a minor may not exceed 12
14 hours; and

15 (ii) the minor shall have at least 8 consecutive hours that are not
16 school or work hours.

17 (b) The Commissioner may grant to a minor an exception to the restrictions in
18 subsection (a)(2) of this section if the Commissioner determines that there will be no
19 hazard to the health or welfare of the minor.

20 (C) A MINOR WHO IS 17 YEARS OLD AND SERVES AS AN ELECTION JUDGE,
21 UNDER § 10-202 OF THE ELECTION LAW ARTICLE, MAY WORK MORE THAN 12 HOURS
22 ON ELECTION DAY ONLY, SUBJECT TO CONSENT FROM AT LEAST ONE PARENT OR
23 GUARDIAN.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2005.