
By: **Delegate G. Clagett**

Introduced and read first time: February 15, 2006

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Municipal Corporations - Elections - Voting by Nonresident Property**
3 **Owners**

4 FOR the purpose of providing that in a municipal corporation in which more than a
5 certain percentage of the property in the municipal corporation is owned by
6 persons who reside outside the municipal corporation, the nonresident property
7 owners shall be granted the right to vote and participate in the municipal
8 elections; and generally relating to voting in municipal elections by nonresident
9 property owners.

10 BY repealing and reenacting, with amendments,
11 Article 23A - Corporations - Municipal
12 Section 46
13 Annotated Code of Maryland
14 (2005 Replacement Volume)

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

17 **Article 23A - Corporations - Municipal**

18 46.

19 (A) (1) A municipal corporation subject to Article XI-E of the Constitution,
20 whether through its municipal charter or otherwise, shall not impose or continue any
21 requirement, distinction, or provision in or connected with municipal elections, the
22 right to vote therein, or the right to hold municipal office, which in any way requires
23 the ownership of property, any property-ownership interest, or any form of control of
24 property as a necessity or qualification for the right to vote, to participate in elections,
25 or to hold office, in the municipal corporation.

26 (2) This section shall not act to deprive any person of existing rights to
27 participate in elections, to hold public office, or to vote, which he presently has under
28 municipal charters in the State of Maryland.

1 (B) IF MORE THAN 75 PERCENT OF THE PROPERTY IN A MUNICIPAL
2 CORPORATION IS OWNED BY PERSONS WHO RESIDE OUTSIDE THE MUNICIPAL
3 CORPORATION, THE MUNICIPAL CORPORATION SHALL GRANT NONRESIDENT
4 PROPERTY OWNERS THE RIGHT TO VOTE AND PARTICIPATE IN ELECTIONS IN THE
5 MUNICIPAL CORPORATION.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2006.