

SENATE BILL 89

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71r0746

By: **Senators Kelley, Britt, Haines, Klausmeier, Middleton, Miller, Munson, Rosapepe, Stone, and Zirkin**

Introduced and read first time: January 22, 2007

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Certificate of Candidacy – Address Requirement**

3 FOR the purpose of requiring a candidate filing a certificate of candidacy for elective
4 office to use the address of the candidate's current domicile; repealing a
5 provision of law allowing a candidate to use certain other addresses; and
6 generally relating to the type of address required on the certificate of candidacy
7 for elective office.

8 BY repealing and reenacting, with amendments,
9 Article – Election Law
10 Section 5–304(c)
11 Annotated Code of Maryland
12 (2003 Volume and 2006 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article – Transportation
15 Section 11–113.1
16 Annotated Code of Maryland
17 (2006 Replacement Volume and 2006 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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 5-304.

2 (c) On the certificate of candidacy form prescribed by the State Board, the
3 candidate shall specify:

4 (1) the office, including, if applicable, the party, district, and circuit to
5 which the candidacy relates;

6 (2) the year of the election;

7 (3) the name of the individual filing the certificate;

8 (4) [the address on the statewide voter registration list or] the current
9 address of that [individual] **INDIVIDUAL'S DOMICILE AS DEFINED IN § 11-113.1 OF**
10 **THE TRANSPORTATION ARTICLE;**

11 (5) a statement that the individual satisfies the requirements of law
12 for candidacy for the office for which the certificate is being filed; and

13 (6) any information requested by the State Board to verify the
14 accuracy of the information provided by the individual under this subsection.

15 **Article – Transportation**

16 11-113.1.

17 “Domicile” means the place of a person’s true, fixed, permanent home, without
18 any present intention of completely abandoning that home, and to which he has the
19 intention of returning whenever absent. Domicile does not include a temporary
20 dwelling unless there is a present intention to abandon permanently or indefinitely
21 the former domicile.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2007.