HOUSE BILL 148

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1lr0987 CF SB 163

By: **Frederick County Delegation** Introduced and read first time: January 26, 2011 Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

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Frederick County – Board of Elections – Membership

- FOR the purpose of increasing the number of regular members and eliminating
 substitute members on the Frederick County Board of Elections; requiring the
 members of the board to be of certain political parties; requiring that a vacancy
 on the board be filled in a certain manner; making a conforming change;
 making a stylistic change; and generally relating to the Frederick County Board
 of Elections.
- 9 BY repealing and reenacting, without amendments,
- 10 Article Election Law
- 11 Section 2–201(a) and (b)
- 12 Annotated Code of Maryland
- 13 (2010 Replacement Volume)
- 14 (As enacted by Chapter 344 of the Acts of the General Assembly of 2010)
- 15 BY repealing and reenacting, with amendments,
- 16 Article Election Law
- 17 Section 2–201(l) and 2–204(b)(2)(ii)
- 18 Annotated Code of Maryland
- 19 (2010 Replacement Volume)
- 20 (As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 22 MARYLAND, That the Laws of Maryland read as follows:

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Article – Election Law

- 24 2-201.
- 25 (a) (1) There is a county board of elections in each county of the State.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law.



HOUSE BILL 148

1 (2) Each local board and its staff is subject to the direction and 2 authority of the State Board and is accountable to the State Board for its actions in all 3 matters regarding the implementation of the requirements of this article and any 4 applicable federal law.

5 (b) (1) Except as provided in subsections (j), (k), and (l) of this section, 6 each local board consists of three regular members and two substitute members.

7 (2) Two regular members and one substitute member shall be of the 8 majority party, and one regular member and one substitute member shall be of the 9 principal minority party.

10 (3) Except as provided in subsection (l) of this section, in the event of 11 the absence of a regular member or a vacancy in the office of a regular member, the 12 substitute member of the same political party shall exercise the powers and duties of a 13 regular member until the regular member returns or the vacancy is filled as 14 prescribed in subsection (h) of this section.

15 (l) (1) In **FREDERICK COUNTY, SOMERSET COUNTY,** Wicomico 16 County, **AND** Worcester County, [and Somerset County,] the local board consists of 17 five regular members.

18 (2) Three regular members shall be of the majority party, and two19 regular members shall be of the principal minority party.

(3) (i) If a vacancy occurs on the local board, the Governor shall
appoint an eligible person from the same political party as the predecessor member to
fill the vacancy in accordance with subsection (g) of this section for the remainder of
the unexpired term and until a successor is appointed and qualifies.

(ii) An appointment made while the Senate of Maryland is not
in session shall be considered temporary until the appointee is confirmed by the
Senate.

 $27 \quad 2-204.$

(b) (2) (ii) 1. In Baltimore City, a substitute member shall be paid
\$200 for each meeting that the substitute member attends.

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 31 at least \$50 for each meeting that the substitute member attends.
- 32 3. [In Frederick County, a substitute member shall be 33 paid \$4,500 annually.

HOUSE BILL 148

4.] In Garrett County, a substitute member shall be paid the amount set by the County Commissioners under Chapter 91 of the Public Local

3 Laws of Garrett County.

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4 [5.]4. In Kent County, a substitute member shall be paid at 5 least \$50 for each meeting that the substitute member attends.

6 [6.]5. In Washington County, a substitute member shall be 7 paid \$75 for each meeting that the substitute member attends.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 9 October 1, 2011.