

# Chapter 429

(Senate Bill 163)

AN ACT concerning

**Charles County Allegany County, Baltimore City, Charles County, and Frederick County – Board Boards of Elections – Membership**

FOR the purpose of increasing the number of regular members and eliminating substitute members on the Allegany County Board of Elections, the Baltimore City Board of Elections, the Charles County Board of Elections, and the Frederick County Board of Elections; requiring the members of the ~~board~~ boards to be of certain political parties; requiring that a vacancy on the ~~board~~ boards be filled in a certain manner; making a conforming change; making a stylistic change; providing for the effective date of this Act; and generally relating to the Allegany County Board of Elections, the Baltimore City Board of Elections, and the Frederick County Board of Elections.

BY repealing and reenacting, without amendments,

Article – Election Law

Section 2–201(a) and (b) ~~and 2–204(a)(9) and (11)~~ 2–204(a)(3), (9), and (11)

Annotated Code of Maryland

(2010 Replacement Volume)

(As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 2–201(l) and 2–204(b)(2)(ii)

Annotated Code of Maryland

(2010 Replacement Volume)

(As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

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

### Article – Election Law

2–201.

(a) (1) There is a county board of elections in each county of the State.

(2) Each local board and its staff is subject to the direction and authority of the State Board and is accountable to the State Board for its actions in all

matters regarding the implementation of the requirements of this article and any applicable federal law.

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

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

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

(l) (1) In **ALLEGANY COUNTY, BALTIMORE CITY, CHARLES COUNTY, FREDERICK COUNTY, SOMERSET COUNTY**, Wicomico County, AND Worcester County, [and Somerset County,] the local board consists of five regular members.

(2) Three regular members shall be of the majority party, and two 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.

2-204.

(a) Each regular member of a local board shall receive the salary and reimbursement of expenses provided in the county budget, but in no event may the annual compensation be less than the following amounts:

(3) in Baltimore City, \$11,000 for the president and \$10,000 for other regular members;

(9) in Charles County, \$800;

(11) in Frederick County, \$5,500 for the president and \$5,000 for other regular members;

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

~~2.~~ 2. In Calvert County, a substitute member shall be paid at least \$50 for each meeting that the substitute member attends.

~~3.~~ 3. [In Frederick County, a substitute member shall be paid \$4,500 annually.

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

[5.] ~~4.~~ 3. In Kent County, a substitute member shall be paid at least \$50 for each meeting that the substitute member attends.

[6.] ~~5.~~ 4. In Washington County, a substitute member shall be paid \$75 for each meeting that the substitute member attends.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October 1~~ June 6, 2011.

**Approved by the Governor, May 19, 2011.**