

# HOUSE BILL 135

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By: **Carroll County Delegation**

Introduced and read first time: January 23, 2012

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – Board of Elections – Membership**

3 FOR the purpose of altering the number of regular members and eliminating  
4 substitute members on the Carroll County Board of Elections; requiring the  
5 members of the board to be of certain political parties; requiring that a vacancy  
6 on the board be filled in a certain manner; providing for a delayed effective date;  
7 and generally relating to the Carroll County Board of Elections.

8 BY repealing and reenacting, without amendments,  
9 Article – Election Law  
10 Section 2–201(a) and (b)  
11 Annotated Code of Maryland  
12 (2010 Replacement Volume and 2011 Supplement)

13 BY repealing and reenacting, with amendments,  
14 Article – Election Law  
15 Section 2–201(l)  
16 Annotated Code of Maryland  
17 (2010 Replacement Volume and 2011 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 2–201.

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

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

13 (l) (1) In Allegany County, Baltimore City, Caroline County, **CARROLL**  
14 **COUNTY**, Charles County, Frederick County, Harford County, Somerset County,  
15 Washington County, Wicomico County, and Worcester County, the local board consists  
16 of five regular members.

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

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

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

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 June 1, 2015.