

HOUSE BILL 135

G1

2lr0987

By: **Carroll County Delegation**

Introduced and read first time: January 23, 2012

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 20, 2012

CHAPTER _____

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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 2-201.

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

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

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

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

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

17 (l) (1) In Allegany County, Baltimore City, Caroline County, **CARROLL**
18 **COUNTY**, Charles County, Frederick County, Harford County, Somerset County,
19 Washington County, Wicomico County, and Worcester County, the local board consists
20 of five regular members.

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

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

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

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