

HOUSE BILL 85

G1, F3

5lr0382

By: **Montgomery County Delegation**

Introduced and read first time: January 23, 2015

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Board of Education – Primary Election Ballots**

3 **MC 6–15**

4 FOR the purpose of requiring that the name of each candidate seeking election to the
5 Montgomery County Board of Education appear on the primary election ballot if the
6 number of candidates seeking election to the county board is equal to or less than
7 the number of nominations available in a primary election; and generally relating to
8 primary election ballots for the Montgomery County Board of Education.

9 BY repealing and reenacting, without amendments,
10 Article – Education
11 Section 3–901(b) and (d)
12 Annotated Code of Maryland
13 (2014 Replacement Volume and 2014 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Education
16 Section 3–901(f)(2)
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2014 Supplement)

19 BY repealing and reenacting, without amendments,
20 Article – Election Law
21 Section 8–801
22 Annotated Code of Maryland
23 (2010 Replacement Volume and 2014 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Education

1
2 3–901.

3 (b) The Montgomery County Board consists of:

4 (1) 5 elected members, each of whom resides in a different board of
5 education district;

6 (2) 2 elected members who may reside anywhere in the county; and

7 (3) 1 student member.

8 (d) Members of the Montgomery County Board shall be elected at the general
9 election every 2 years as required by subsection (f) of this section.

10 (f) (2) (I) Elected members of the county board shall be elected by the
11 voters of the entire county.

12 (II) IF THE NUMBER OF CANDIDATES SEEKING ELECTION TO
13 THE COUNTY BOARD IS EQUAL TO OR LESS THAN THE NUMBER OF NOMINATIONS
14 AVAILABLE IN A PRIMARY ELECTION, THE NAME OF EACH CANDIDATE SEEKING
15 ELECTION TO THE COUNTY BOARD SHALL STILL APPEAR ON THE PRIMARY ELECTION
16 BALLOT.

Article – Election Law

17
18 8–801.

19 Except as otherwise provided in this subtitle and in Title 3 of the Education Article,
20 the provisions of this article relating to the nomination and election of candidates to public
21 office shall govern the nomination and election of members to an elected county board of
22 education.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
24 1, 2015.