

# HOUSE BILL 852

L3, G1

(6lr3160)

## ENROLLED BILL

— *Ways and Means/Education, Health, and Environmental Affairs* —

Introduced by **Delegates Lisanti, Fennell, and Tarlau**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

#### 2 **Local Government – Municipal Elections – Tie Votes**

3 FOR the purpose of requiring a municipality to ~~establish a procedure for resolving a tie~~  
4 ~~vote in an election for a municipal officer; providing that a certain election procedure~~  
5 ~~may be established by ordinance or charter amendment~~ *fill a vacancy that resulted*  
6 *from a tie vote in an election for a municipal office within a certain number of days*  
7 *after the date of the election;* and generally relating to tie votes in municipal elections.

8 BY adding to

9 Article – Local Government

10 Section 4–108.4

11 Annotated Code of Maryland

12 (2013 Volume and 2015 Supplement)

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#### 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.

*Italics indicate opposite chamber/conference committee amendments.*



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

3 Article – Local Government

4 ~~4-108.4.~~

5 ~~(A) A MUNICIPALITY SHALL ESTABLISH A PROCEDURE FOR RESOLVING A~~  
6 ~~THE VOTE IN AN ELECTION FOR A MUNICIPAL OFFICER~~ FILL A VACANCY THAT  
7 RESULTED FROM A TIE VOTE IN AN ELECTION FOR A MUNICIPAL OFFICE WITHIN 90  
8 DAYS AFTER THE DATE OF THE ELECTION.

9 ~~(B) THE PROCEDURE REQUIRED UNDER SUBSECTION (A) OF THIS SECTION~~  
10 ~~MAY BE ESTABLISHED BY ORDINANCE OR CHARTER AMENDMENT.~~

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2016.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
Speaker of the House of Delegates.

\_\_\_\_\_  
President of the Senate.