

Department of Legislative Services
Maryland General Assembly
2019 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 177

(Chair, Ways and Means Committee)(By Request -
Departmental - State Board of Elections)

Ways and Means

Education, Health, and Environmental Affairs

Election Law - Judicial Proceedings Involving Local Boards of Elections - Notice

This departmental bill eliminates a requirement that a copy of a specified complaint or other pleading provided by a local board of elections to the State Board of Elections (SBE) be provided by certified mail.

Fiscal Summary

State Effect: The bill does not affect State finances.

Local Effect: The bill does not materially affect local government finances.

Small Business Effect: SBE has determined that this bill has minimal or no impact on small business (attached). The Department of Legislative Services concurs with this assessment.

Analysis

Current Law: In any judicial proceeding in which a local board is a party, SBE: (1) immediately after the action has been filed, must be provided, by certified mail by the local board, with a copy of the complaint or other pleading that initiated the proceeding and (2) may join as a party to the proceeding.

Background: SBE indicates that the certified mail requirement is obsolete and the removal of the requirement allows the local boards of elections to provide to SBE a complaint or other pleading initiating a judicial proceeding through various methods.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): State Board of Elections; Anne Arundel, Charles, and Montgomery counties; Department of Legislative Services

Fiscal Note History: First Reader - January 31, 2019
an/hlb Third Reader - February 15, 2019

Analysis by: Scott D. Kennedy

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ANALYSIS OF ECONOMIC IMPACT ON SMALL BUSINESSES

TITLE OF BILL: Election Law - Judicial Proceedings – Intervention by State Board

BILL NUMBER: HB177

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PART A. ECONOMIC IMPACT RATING

This agency estimates that the proposed bill:

X WILL HAVE MINIMAL OR NO ECONOMIC IMPACT ON MARYLAND SMALL BUSINESS

OR

 WILL HAVE MEANINGFUL ECONOMIC IMPACT ON MARYLAND SMALL BUSINESSES

PART B. ECONOMIC IMPACT ANALYSIS