

Department of Legislative Services
Maryland General Assembly
2021 Session

FISCAL AND POLICY NOTE
Third Reader - Revised

House Bill 335

(Delegate Boyce)

Ways and Means

Education, Health, and Environmental Affairs

Election Law – Party and Elected Public Offices – Prohibitions

This bill establishes that an individual may not (1) simultaneously be a candidate for a political party office and an elected public office or (2) simultaneously hold a political party office and an elected public office. The bill establishes, however, that these provisions do not apply to an individual who simultaneously holds an elected public office and (1) is on the ballot for the national presidential nominating convention or (2) holds the office of delegate to the national presidential nominating convention.

Fiscal Summary

State Effect: The bill does not materially affect State finances.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law:

Simultaneous Candidacy

Unless otherwise prohibited by rule of the applicable political party, an individual simultaneously may be a candidate for a political party office and a public office. An individual, however, may not simultaneously be a candidate for more than one public office or more than one political party office.

Qualifications for Candidacy

An individual may become a candidate for a public or party office only if the individual satisfies the qualifications for that office established by law and, in the case of a party office, by party constitution or bylaws.

Political Party Governance

Each political party must have a State central committee that is the governing body of the political party and may be composed of the members of the central committees of the counties during their terms in office. A principal political party must elect the members of a county central committee at a primary election.

Additional Information

Prior Introductions: HB 873 of 2020 passed the House with amendments and was referred to the Senate Education, Health, and Environmental Affairs Committee, but no further action was taken.

Designated Cross File: None.

Information Source(s): State Board of Elections; Department of Legislative Services

Fiscal Note History: First Reader - January 18, 2021
rh/hlb Third Reader - March 22, 2021
Revised - Amendment(s) - March 22, 2021

Analysis by: Scott D. Kennedy

Direct Inquiries to:
(410) 946-5510
(301) 970-5510