

SB0163/453621/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 163
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Senator Kagan**” and substitute “**Senators Kagan, Ellis, Hester, Lam, Pinsky, and Washington**”; in line 4, after “ballots;” insert “repealing the requirements that a certain statement of election results be by precinct and that the local boards of elections publish copies of the complete election results in a certain manner;”; in the same line, strike “all” and substitute “a certain report of”; in the same line, after “results” insert “by the State Board of Elections”; and in line 9, after “Section” insert “11-101.”

AMENDMENT NO. 2

On page 1, after line 19, insert:

“11-101.

(a) In this title the following words have the meanings indicated.

(b) “Board of canvassers” means the local board of elections in a county after the local board organizes itself for the purpose of canvassing the vote [after] FOR an election in that county.

(c) (1) “Canvass” means the entire process of vote tallying, vote tabulation, and vote verification [or audit], culminating in the production and certification of the official election results.

(2) For absentee ballots, the “canvass” includes the opening of any envelope accompanying an absentee ballot and the assembly and review of absentee ballots [in preparation for vote tallying].

(Over)

(3) For provisional ballots, the “canvass” includes the review of the provisional ballot applications described in § 11–303 of this title and the assembly and review of provisional ballots [in preparation for vote tallying].

(4) For votes cast during early voting, the “canvass” includes the VOTE tabulation [of votes cast] during early voting.

(5) For votes cast in a special election conducted by mail under Title 9, Subtitle 5 of this article, the “canvass” includes:

(i) the opening of any envelope accompanying a vote-by-mail ballot and the assembly and review of vote-by-mail ballots in preparation for vote tabulation; and

(ii) the tabulation of vote-by-mail ballots.

(d) “Counting center” means one or more central locations designated by a local board to conduct the canvass.

(e) “Removable data storage device” means a read-only memory device that is programmed to record votes as they are cast on an electronic voting system.

(f) [(1)] “Unofficial returns” means [a] vote [tabulation] TOTALS reported on election night after the polls close.

[(2)] “Unofficial returns” does not include the absentee ballot count or the provisional ballot count.]

(g) “Vote tabulation” or “vote counting” means the aggregation of the votes cast by individual voters to produce vote totals at any level.

(h) “Vote tallying” means the recording of votes cast by individual voters on a certified voting system [whether done by:

- (1) a mechanical lever voting machine;
- (2) an electronic voting device; or
- (3) making marks manually on a tally sheet].”.

AMENDMENT NO. 3

On page 2, in line 7, after “8” insert “BUSINESS”; in line 11, after “BOARD” insert “OR AN EMPLOYEE OF A LOCAL BOARD”; in the same line, strike “TABULATE” and substitute “RELEASE”; in the same line, strike “RESULTS” and substitute “VOTE TOTALS”; and in line 24, after “envelope” insert “OR BALLOT/RETURN ENVELOPE”.

On page 3, in line 1, strike “WITHIN 3” and substitute “AS SOON AS PRACTICABLE BUT NOT LATER THAN 3 BUSINESS”; in lines 2 and 14, in each instance, after “ENVELOPE” insert “OR BALLOT/RETURN ENVELOPE”; after line 15, insert:

“B. E-MAIL;”;

and in lines 16, 17, and 18, strike “B.”, “C.”, and “D.”, respectively, and substitute “C.”, “D.”, and “E.”, respectively.

On page 4, in line 3, strike “results” and substitute “RETURNS”.

On page 5, in lines 18 and 26, in each instance, strike “by precinct”; and strike in their entirety lines 27 through 29, inclusive.

(Over)

On page 6, in line 1, strike “(d)” and substitute “(C)”.