HOUSE BILL 1093

By: Delegates Palakovich Carr, Feldmark, and D. Jones
Introduced and read first time: February 10, 2022
Assigned to: Ways and Means

A BILL ENTITLED

AN ACT concerning

Election Law – Candidate Expenditures – Caregiving Services

FOR the purpose of altering the definition of “expenditure” to include reasonable expenses for certain caregiving services that a candidate incurs; and generally relating to candidate expenditures.

BY repealing and reenacting, without amendments,
    Article – Election Law
    Section 1–101(a) and (l)
    Annotated Code of Maryland
    (2017 Replacement Volume and 2021 Supplement)

BY adding to
    Article – Election Law
    Section 1–101(l–1)
    Annotated Code of Maryland
    (2017 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,
    Article – Election Law
    Section 1–101(l–1) and (aa)
    Annotated Code of Maryland
    (2017 Replacement Volume and 2021 Supplement)

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

Article – Election Law

1–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law.
(a) In this article the following words have the meanings indicated unless a different meaning is clearly intended from the context.

(l) (1) “Candidate” means an individual who files a certificate of candidacy for a public or party office.

(2) “Candidate” includes:

(i) an incumbent judge of the Court of Appeals or Court of Special Appeals at an election for continuance in office; and

(ii) an individual, prior to that individual filing a certificate of candidacy, if a campaign finance entity has been established on behalf of that individual.

[(l–1)](l–2) (1) “CAREGIVING SERVICES” MEANS DIRECT CARE, PROTECTION, AND SUPERVISION OF A CHILD OR AN INDIVIDUAL WITH A DISABILITY OR A MEDICAL CONDITION FOR WHOM A CANDIDATE HAS DIRECT CAREGIVING RESPONSIBILITY.

(2) “CAREGIVING SERVICES” DOES NOT INCLUDE PRIVATE SCHOOL TUITION, TUTORING SERVICES, OR NURSING HOME CARE.

[(l–1)](l–2) (1) “Central committee” means a political committee for a political party established under Title 4 of this article.

(2) “Central committee” includes a political committee for a political party that engages in campaign finance activity that is subject to Title 13 of this article.

(aa) (1) “Expenditure” means a gift, transfer, disbursement, or promise of money or a thing of value by or on behalf of a campaign finance entity to:

((1)) (I) promote or assist in the promotion of the success or defeat of a candidate, political party, question, or prospective question at an election; or

((2)) (II) pay for the publication expense of a legislative newsletter under Title 13, Subtitle 4 of this article.

(2) “EXPENDITURE” INCLUDES REASONABLE EXPENSES FOR CAREGIVING SERVICES THAT A CANDIDATE INCURS AS A DIRECT RESULT OF CAMPAIGN ACTIVITY AND THAT ARE NECESSARY TO PROMOTE THE CANDIDACY OF THE CANDIDATE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2022.