

SENATE BILL 88

G1
HB 481/21 – W&M

CONSTITUTIONAL AMENDMENT
(PRE-FILED)

2lr0668
CF 2lr0666

By: **Senator Pinsky**

Requested: October 6, 2021

Introduced and read first time: January 12, 2022

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Deadline for Selection of Lieutenant Governor**

3 FOR the purpose of altering the timeline for and requirements related to the selection of a
4 candidate for Lieutenant Governor by a candidate for Governor.

5 BY proposing an amendment to the Maryland Constitution
6 Article II – Executive Department
7 Section 1B

8 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
9 (Three-fifths of all the members elected to each of the two Houses concurring), That it be
10 proposed that the Maryland Constitution read as follows:

11 **Article II – Executive Department**

12 1B.

13 [Each candidate who shall seek a nomination for Governor, under any method
14 provided by law for such nomination, including primary elections, shall at the time of filing
15 for said office designate a candidate for Lieutenant Governor, and the names of the said
16 candidate for Governor and Lieutenant Governor shall be listed on the primary election
17 ballot, or otherwise considered for nomination jointly with each other.]

18 **(A) A CANDIDATE WHO SEEKS A NOMINATION FOR GOVERNOR IN A
19 PRIMARY ELECTION SHALL DESIGNATE A CANDIDATE FOR LIEUTENANT GOVERNOR
20 WITHIN 21 DAYS AFTER THE PRIMARY ELECTION.**

21 **(B) A CANDIDATE WHO SEEKS A NOMINATION FOR GOVERNOR UNDER ANY
22 METHOD PROVIDED BY LAW OTHER THAN A PRIMARY ELECTION SHALL DESIGNATE**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 A CANDIDATE FOR LIEUTENANT GOVERNOR AT THE TIME OF FILING A
2 DECLARATION OF INTENT TO SEEK NOMINATION, AND THE CANDIDATE FOR
3 GOVERNOR AND THE DESIGNATED CANDIDATE FOR LIEUTENANT GOVERNOR
4 SHALL BE CONSIDERED FOR NOMINATION JOINTLY.

5 (C) (1) No candidate for Governor may designate a candidate for Lieutenant
6 Governor [to contest for the said offices jointly with him] without the consent of the [said]
7 candidate for Lieutenant Governor, and no candidate for Lieutenant Governor may
8 designate a candidate for Governor[, to contest jointly for said offices with him] without
9 the consent of the [said] candidate for Governor[, said consent to be in writing on a form
10 provided for such purpose and filed at the time the said candidates shall file their
11 certificates of candidacy, or other documents by which they seek nomination].

12 (2) A CANDIDATE SHALL PROVIDE CONSENT UNDER THIS
13 SUBSECTION IN WRITING AT THE TIME OF FILING A CERTIFICATE OF CANDIDACY OR
14 A DECLARATION OF INTENT.

15 (D) In [any] A GENERAL election, [including a primary election,] candidates for
16 Governor and Lieutenant Governor shall be listed jointly on the ballot, and a vote cast for
17 the candidate for Governor shall also be cast for THE CANDIDATE FOR Lieutenant
18 Governor jointly listed on the ballot with [him, and] the CANDIDATE FOR GOVERNOR.

19 (E) IN A PRIMARY ELECTION:

20 (1) THE NAME OF THE CANDIDATE FOR GOVERNOR SHALL BE LISTED
21 ON THE PRIMARY ELECTION BALLOT WITHOUT A CANDIDATE FOR LIEUTENANT
22 GOVERNOR; AND

23 (2) THE CANDIDATE FOR LIEUTENANT GOVERNOR SHALL FILE A
24 CERTIFICATE OF CANDIDACY AT THE TIME THE CANDIDATE FOR LIEUTENANT
25 GOVERNOR IS DESIGNATED BY THE CANDIDATE FOR GOVERNOR.

26 (F) THE election of THE Governor, or the nomination of a candidate for Governor,
27 also shall constitute the election for the same term, or the nomination, of the Lieutenant
28 Governor who was listed on the ballot or was being considered jointly with [him] THE
29 CANDIDATE FOR GOVERNOR.

30 SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly
31 determines that the amendment to the Maryland Constitution proposed by Section 1 of this
32 Act affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the Maryland
33 Constitution concerning local approval of constitutional amendments do not apply.

34 SECTION 3. AND BE IT FURTHER ENACTED, That the amendment to the
35 Maryland Constitution proposed by Section 1 of this Act shall be submitted to the qualified
36 voters of the State at the next general election to be held in November 2022 for adoption or

1 rejection pursuant to Article XIV of the Maryland Constitution. At that general election,
2 the vote on the proposed amendment to the Constitution shall be by ballot, and on each
3 ballot there shall be printed the words “For the Constitutional Amendment” and “Against
4 the Constitutional Amendment”, as now provided by law. Immediately after the election,
5 all returns shall be made to the Governor of the vote for and against the proposed
6 amendment, as directed by Article XIV of the Maryland Constitution, and further
7 proceedings had in accordance with Article XIV.