

HOUSE BILL 742

G1
HB 160/22 – W&M

3lr1379

By: **Delegate Boyce**

Introduced and read first time: February 8, 2023

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 6, 2023

CHAPTER _____

1 AN ACT concerning

2 **Election Law – Party and Elected Public Offices – Prohibition**

3 FOR the purpose of altering the application of provisions of law that prohibit an individual
4 from simultaneously being a candidate for more than one public office or office of a
5 political party; prohibiting individuals from simultaneously being a candidate for, or
6 holding, a party office and an elected public office; and generally relating to
7 simultaneous candidacy for and incumbency in more than one office.

8 BY repealing and reenacting, without amendments,
9 Article – Election Law
10 Section 1–101(a), (l–1), and (hh) and 8–501(a)
11 Annotated Code of Maryland
12 (2022 Replacement Volume and 2022 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Election Law
15 Section 5–204
16 Annotated Code of Maryland
17 (2022 Replacement Volume and 2022 Supplement)

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

20 **Article – Election Law**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 1–101.

2 (a) In this article the following words have the meanings indicated unless a
3 different meaning is clearly intended from the context.

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

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

8 (hh) “Political party” means an organized group that is qualified as a political party
9 in accordance with Title 4 of this article.

10 5–204.

11 **(A) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO**
12 **SIMULTANEOUSLY HOLDS AN ELECTED PUBLIC OFFICE AND:**

13 **(1) IS ON THE BALLOT FOR THE NATIONAL PRESIDENTIAL**
14 **NOMINATING CONVENTION; OR**

15 **(2) HOLDS THE OFFICE OF DELEGATE TO THE NATIONAL**
16 **PRESIDENTIAL NOMINATING CONVENTION.**

17 **[(a)] (B)** An individual simultaneously may not be a candidate for more than one
18 **ELECTED** public office.

19 **[(b)] (C)** An individual simultaneously may not be a candidate for more than one
20 office of a political party.

21 **[(c)] (D)** [Unless otherwise prohibited by rule of the applicable political party,
22 an] **AN** individual simultaneously may **NOT** be a candidate for a party office and **[a] AN**
23 **ELECTED** public office.

24 **(E) AN INDIVIDUAL SIMULTANEOUSLY MAY NOT HOLD A PARTY OFFICE AND**
25 **AN ELECTED PUBLIC OFFICE.**

26 8–501.

27 (a) Delegates and alternate delegates to the national presidential nominating
28 convention of a political party shall be selected as provided in the national party rules of
29 the party.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.